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PENNSYLVANIA BULLETIN

Volume 30
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Department of Environmental Protection
Department of General Services
Department of Health
Department of Labor and Industry
Department of Military and Veterans Affairs
Department of Public Welfare
Department of Revenue
Department of Transportation
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Pennsylvania Public Utility Commission
Philadelphia Regional Port Authority
Public School Employees' Retirement Board
State Board of Medicine
State Board of Nursing

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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

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Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

Adoption, Amendment or Repeal of Regulations

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances where the agency may omit the proposal step; they still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania*

Bulletin before it can take effect. If the agency wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, they must re-propose.

Citation to the *Pennsylvania Bulletin*

Cite material in the *Pennsylvania Bulletin* by volume number and page number. Example: Volume 1, *Pennsylvania Bulletin*, page 801 (short form: 1 Pa.B. 801).

Pennsylvania Code

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa.Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*.

The *Pennsylvania Code* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

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Printing Format

Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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Part II

This part contains the
Environmental Quality Board's
Municipal Waste Regulations

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PENNSYLVANIA BULLETIN

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Number 52

Part III

This part contains the
Department of Health's
WIC Program Regulations

THE COURTS

Title 246—MINOR COURT CIVIL RULES

PART I. GENERAL

[246 PA. CODE CHS. 300—500 AND 1000]

Order Amending Rules 315, 402, 510, 517, 1002 and 1004 of the Rules of Conduct, Office Standards and Civil Procedure for District Justices; No. 125; Magisterial Doc. No. 1 Book 2

The Minor Court Rules Committee has prepared a Final Report explaining the amendments to Rules 315, 402, 510, 517, 1002 and 1004 of the Rules of Conduct, Office Standards and Civil Procedure for District Justices, effective January 1, 2001. These rule changes clarify these rules and/or their Notes based on various inquiries received by the Committee. The Final Report follows the Court's Order.

Order

Per Curiam:

Now this 15th day of December, 2000, upon the recommendation of the Minor Court Rules Committee; the proposal having been published before adoption at 29 Pa.B. 6329 (December 18, 1999), and a Final Report to be published with this Order:

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 315, 402, 510, 517, 1002 and 1004 of the Rules of Conduct, Office Standards and Civil Procedure for District Justices are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective January 1, 2001.

Annex A

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

CHAPTER 300. CIVIL ACTION

Rule 315. Claim by Defendant.

* * * * *

C. A money judgment for the plaintiff or for the defendant, but not for both, **[may]** shall be entered with respect to such cross complaints, any lesser amount found due on the claim asserted in one being deducted from the greater amount found due on the claim asserted in the other.

* * * * *

Official Note

* * * * *

Under subdivision C, a judgment shall be entered on both complaints where a cross-complaint has been filed, but the award of money shall only be for one party.

Amended Oct. 17, 1975, effective in 90 days; Jan. 29, 1976, effective in 30 days; April 25, 1979, effective in 30 days; June 30, 1982, effective 30 days after July 17, 1982; March 27, 1992, effective June 25, 1992; amended December 15, 2000, effective January 1, 2001.

tive in 30 days; June 30, 1982, effective 30 days after July 17, 1982; amended December 15, 2000, effective January 1, 2001.

EXECUTION OF JUDGMENTS FOR THE PAYMENT OF MONEY

Rule 402. Requests for Order of Execution; Entry of Judgment in Court of Common Pleas.

A. Execution of a judgment for the payment of money rendered by a district justice may be ordered by a district justice in whose office the judgment was rendered or entered, provided the plaintiff files in that office

(1) not before the expiration of thirty (30) days after the date **[of]** the judgment **is entered by the district justice**, and

* * * * *

D. The plaintiff may enter the judgment in the court of common pleas in any county. When so entered, the indexing, revival and execution of the judgment shall be in accordance with procedures applicable in the court of common pleas. The judgment may be entered in the court of common pleas by filing with the prothonotary a copy of the record of the proceedings containing the judgment, certified to be a true copy by the district justice in whose office the judgment was rendered or by any other official custodian of the record. The judgment may **[not]** be entered in the court of common pleas **[until]** after thirty (30) days **[after]** from the date **[of]** the judgment **is entered by the district justice**. **The judgment may not be entered in the court of common pleas after five (5) years from the date the judgment is entered by the district justice.**

Official Note

* * * * *

As to Subdivision D, see the Judicial Code, Section 1516, 42 Pa.C.S. 1516. The thirty day limitation appears to be required by this Section. **Certification by the district justice should not be done before the expiration of thirty (30) days after the date of entry of the judgment. The only method available to renew a judgment would be to record the judgment in the Prothonotary's office prior to the expiration of the five-year period and then follow the applicable Rules of Civil Procedure for the Revival of a Judgment, Rule 1521 and 3025 et seq.** Also, Subdivision D makes clear that when the judgment is entered in the court of common pleas, all further process shall come from the court of common pleas and that no further process shall be issued by the district justice.

Amended Jan. 29, 1976, effective in 30 days; amended effective March 24, 1977; amended April 25, 1979, effective in 30 days; June 30, 1982, effective 30 days after July 17, 1982; March 27, 1992, effective June 25, 1992; amended December 15, 2000, effective January 1, 2001.

CHAPTER 500. ACTIONS FOR THE RECOVERY OF POSSESSION OF REAL PROPERTY

Rule 510. Subpoena of Witnesses.

A district justice may issue subpoenas throughout the Commonwealth to require the attendance of witnesses in any cause of action triable before **[him]** the district

justice. The subpoena may also require the person to produce at the time of hearing documents or things that are under the possession, custody or control of that person.

Official Note:

This rule is the same as Rule 317 [of the trespass and assumpsit rules] governing subpoenas in civil actions.

Amended June 30, 1982, effective 30 days after July 17, 1982; amended December 15, 2000, effective January 1, 2001.

Rule 517. Notation of Time of Receipt; Service of Order of Possession.

The [plaintiff] district justice shall [serve] mail a copy of the order for possession [by mailing a copy of it] to the defendant by first class mail and shall deliver a copy of it for service to the sheriff of, or any certified constable in, the county in which the office of the district justice is situated. **If this service is not available to the district justice, service may be made by any certified constable of the Commonwealth.** The officer receiving the order for possession shall note upon the form the time and date that [he received it.] **it was received, and [He]** shall serve the order within forty-eight (48) hours by handing a copy of it to the defendant or to an adult person in charge for the time being of the premises possession of which is to be delivered or, if none of the above is found, by posting it conspicuously on those premises. The service copy of the order shall contain the following notice:

* * * * *

Official Note

* * * * *

Amended Oct. 17, 1975, effective in 90 days; April 25, 1979, effective in 30 days; June 30, 1982, effective 30 days after July 17, 1982; March 27, 1992, effective June 25, 1992; March 28, 1996, effective March 29, 1996; amended December 15, 2000, effective January 1, 2001.

CHAPTER 1000. APPEALS APPEAL

Rule 1002. Time and Method of Appeal.

A. A party aggrieved by a judgment for money, or a judgment affecting the delivery of possession of real property arising out of a nonresidential lease, may appeal therefrom within thirty (30) days after the date of the entry of the judgment by filing with the prothonotary of the court of common pleas a notice of appeal on a form which shall be prescribed by the State Court Administrator together with a copy of the Notice of Judgment issued by the district justice. The prothonotary shall not accept an appeal from an aggrieved party which is presented for filing more than thirty (30) days after the date of entry of the judgment without leave of court and upon good cause shown.

B. A party aggrieved by a judgment for the delivery of possession of real property arising out of a residential lease may appeal therefrom within ten (10) days after the date of the entry of judgment by filing with the prothonotary of the court of common pleas a notice of appeal on a form which shall be prescribed by the State Court Administrator, together with a copy of the Notice of Judgment issued by the district justice. The prothonotary

shall not accept an appeal from an aggrieved party which is presented for filing more than ten (10) days after the date of entry of judgment without leave of [Court] court and upon good cause shown.

Note

The thirty day limitation in subdivision A of this rule is the same as that found in the Judicial Code § 5571(b), 42 Pa.C.S. § 5571(b), as amended by § 10(67) of the Judiciary Act Repealer Act, Act of April 28, 1978, P. L. 202, No. 53. The ten day limitation in subdivision B of this rule is designed to implement the time for appeal set forth in § 513 of the Landlord and Tenant Act of 1951 (Act No. 1995-33, approved July 6, 1995) (Act No. 1995-33 was suspended by the Pa. Supreme Court on March 28, 1996 by Order of Court insofar as the Act is inconsistent with Rules of Civil Procedure Governing Actions and Proceedings Before District Justices, as adopted by that Order.). The two subdivisions of this rule are intended to clarify that where the right of possession of residential real estate is at issue, the shorter, ten day period for appeal applies; where [the judgment from which] the appeal is taken [is a judgment only] from any judgment for money, or a judgment affecting a nonresidential lease, under these rules, the thirty day period of time for appeal applies. **A party may appeal the money portion of a judgment only within the thirty day appeal period specified in subsection A of this rule. It is the intent of this rule that no supersedeas under Pa. R.C.P.D.J. No. 1008 shall be issued by the Prothonotary after the ten (10) day period for filing an appeal, unless by order of court.**

* * * * *

Adopted June 1, 1971. Amended April 25, 1979, effective in 30 days; June 30, 1982, effective 30 days after July 17, 1982; March 27, 1992, effective June 25, 1992; March 28, 1996, effective March 29, 1996; **amended December 15, 2000, effective January 1, 2001.**

Explanatory Comment—2001

The January 1, 2001, amendments to Rule 1002(A) and (B) are to make the language within the Rule consistent. Previously, the Rule used the words "date of entry of judgment" and then "date of judgment." It is the opinion of the Committee that the phrase "date of entry of judgment" should be used and that it should be used consistently throughout the Rule.

The amendment to the Note is necessitated because Rule 514 requires that a judgment be rendered for the delivery of possession of the real property to the plaintiff and a separate entry of a judgment for money, whether it be for rent, damages, or costs. The separate entry of the judgment for money should be treated the same as a judgment in a civil action and there are no additional exigencies requiring an accelerated appeal period. The ten (10) day appeal period should only be applicable to the possession judgment and not to the money judgment.

The purpose of this amendment to the Note and this Explanatory Comment is to clarify the intent of the Rule to permit an appeal of the money judgment only within the thirty (30) day appeal period. See *Cherry Ridge Development v. Chenoga*, 703 A.2d 1061 (Pa. Super. 1997).

Rule 1004. Filing Complaint or Praecipe on Appeal; Appeals Involving Cross-Complaints.

* * * * *

Official Note

* * * * *

All judgments entered must be appealed to preserve all issues, if such issue can be properly pleaded in the court of common pleas. This is of particular importance under subdivision C, where both complaints must be appealed to preserve all issues. See *Borough of Downingtown v. Wagner*, 702 A.2d 593 (Pa. Cmwlth. 1997).

Adopted June 1, 1971. Amended Oct. 17, 1975, effective in 90 days; April 25, 1979, effective in 30 days; June 30, 1982, effective 30 days after July 17, 1982; amended December 15, 2000, effective January 1, 2000.

FINAL REPORT¹

Amendments to Rules 315, 402, 510, 517, 1002 and 1004 of the Rules of Conduct, Office Standards and Civil Procedure for District Justices

On November 17, 2000, effective January 1, 2001, upon the recommendation of the Minor Court Rules Committee, the Supreme Court of Pennsylvania amended Rules 315 (Claim by Defendant), 402 (Request for Order of Execution; Entry of Judgment In Court of Common Pleas), 510 (Subpoena of Witnesses), 517 (Notation of Time of Receipt; Service of Order for Possession), 1002 (Time and Method of Appeal), and 1004 (Filing Complaint or Praeceptum on Appeal; Appeals Involving Cross-Complaints) of the Rules of Conduct, Office Standards and Civil Procedure for District Justices.

I. BACKGROUND

The Committee had received various inquiries requesting that several Rules and/or their Notes be clarified. These amendments are the Committee's attempt to make the appropriate clarifications to those Rules and/or their Notes and thus dispel any lingering confusion.

II. DISCUSSION OF RULE CHANGES

A. Rule 315 (Claim by Defendant)

The purpose of this amendment to the Note is to clarify that in a case where a complaint and cross complaint are both filed, the district justice shall enter a judgment on both the complaint and cross complaint. However, there shall be only an award of money to one party.

B. Rule 402 (Request for Order of Execution; Entry of Judgment in Court of Common Pleas)

First, the Rules use the terms "date of judgment" and "date of entry of the judgment" almost interchangeably. The Committee decided to be uniform in the use of only one term and chose the term of "date of entry of the judgment."

Second, it was brought to the Committee's attention that some district justices were signing the certification of judgment prior to the expiration of the thirty day appeal period. The Committee was of the opinion that it should be emphasized that this is not the proper practice.

¹ The Committee's Final Report should not be confused with the official Committee Notes to the Rules. Also, the Supreme Court of Pennsylvania does not adopt the Committee's Notes or the contents of the Committee's explanatory Final Reports.

Third, the Committee was asked how long a district justice judgment is valid? The Committee was of the opinion that a district justice's judgment is valid for five years. Accordingly, the Committee recommended this amendment to specify that a district justice judgment may not be entered in the court of common pleas after five years from the date the judgment is entered by the district justice.

Fourth, the Committee wished to clarify that once a judgment is certified to the court of common pleas, all further process shall come from the court of common pleas and that no further process shall be issued by the district justice.

C. Rule 510 (Subpoena of Witnesses)

The Committee recommended an amendment to the Rule and the Note to provide that a subpoena, in a landlord tenant matter, may be issued that requires an individual to produce documents or things which are in their possession, custody, or control. The Court had previously approved the same amendment to Rule 317 which governs subpoenas in civil actions before district justices.

D. Rule 517 (Notation of Time of Receipt; Service of Order of Possession)

This amendment clarifies who is to serve a copy of an order of possession upon the defendant, the district justice by first class mail or the plaintiff. This issue arose as a result of Acts 33 and 35 of 1995. The Committee recommended that the district justice should serve the order of possession upon the defendant by first class mail. It was the Committee's belief that this is a more efficient manner of insuring that the defendant receives a copy of the order of possession.

E. Rule 1002 (Time and Method of Appeal)

As a result of Acts 33 and 35 of 1995 and the Superior Court's decision in *Cherry Ridge Development v. Chenoga*, 703 A.2d 1061 (Pa. Super. 1997), several questions arose regarding the appeal period of a landlord tenant judgment if only the money damages are being appealed. The Committee considered this and decided to recommend an amendment the Note to indicate that if the appellant is appealing only the money damages and not the possession order, that this is in the nature of an appeal of a civil action and should be the same appeal period, namely 30 days.

In addition, the Committee recommended to amend the Rule to use the term "date of entry of the judgment" in place of the term "date of judgment" for reasons provided in item B of this Final Report.

F. Rule 1004 (Filing Complaint or Praeceptum on Appeal; Appeals Involving Cross-Complaints)

The Committee, with this amendment to the Note, clarifies that in a case where there is a complaint and cross complaint, an appeal of judgment from either one is not an appeal of judgments from both. Rather, in order to preserve all issues, an appeal must be taken from both the judgment for the complaint and the judgment for the cross complaint.

[Pa.B. Doc. No. 00-2256. Filed for public inspection December 29, 2000, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CAMERON COUNTY Local Rule 101; No. 2000-7555

Order of Court

And Now, this 7th day of September, 2000, It Is Ordered and Decreed that Local Rule No. 101(C), Inactive Cases, is hereby amended as follows:

C. INACTIVE CASES

(a)

(1) Where it would be unduly burdensome to research the captions, parties and mailing addresses of Cameron County divorce cases that have been inactive for two years or more, such cases shall be terminated without service of individual notice. These cases will be deemed terminated without any further entry in the docket, and will be excluded from any computerized or other modern docket control system installed, subject to the right of the parties to reactivate the matter for good cause shown. The president judge will determine when the use of this procedure is appropriate.

Notice of the cases terminated will be made to the attorneys of record for plaintiffs and to plaintiffs appearing pro se within sixty (60) days after termination.

. . .

In all other respects, the rule shall remain unchanged. This amendment shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

VERNON D. ROOF,
President Judge

[Pa.B. Doc. No. 00-2257. Filed for public inspection December 29, 2000, 9:00 a.m.]

ELK COUNTY

Local Rule 101; Crim. Misc. No. 2000-23

For the text of the amendment of Local Rule 101, see 30 Pa.B. 6885 (December 30, 2000).

[Pa.B. Doc. No. 00-2258. Filed for public inspection December 29, 2000, 9:00 a.m.]

MONROE COUNTY

Schedule of Fees; Domestic Relations Section; No. Misc. 2000; No. 1 Administrative Order of 2000

Order

And Now, this 6th day of December, 2000, the Court hereby adopts the following Schedule of Fees for the

Domestic Relations Section of the Court of Common Pleas of Monroe County, effective ten (10) days after the date of publication in the *Pennsylvania Bulletin*:

- | | |
|---|---------|
| (a) Arrearage Certifications (per person) | \$ 5.00 |
| (b) Photocopy Costs, per page | \$.50 |
| (c) Objection to Conference Officer's Recommendation/Request for Hearing (must be paid at the time of the demand for hearing) | \$25.00 |
| (d) Exceptions to Hearing Officer's Recommendation/Request for Argument Court Hearing (must be paid at time of filing Exceptions in Domestic Relations Office) | \$50.00 |
| (e) Genetic Testing (per person) which will be assessed against the defendant unless the defendant is excluded, in which case the Domestic Relations Section will pay the costs of the genetic test | \$62.00 |
| (f) AOPC/JCP fee, per case (as mandated by the Pennsylvania Supreme Court Rule) | \$ 5.00 |
| (g) Transcription fee—in accordance with Court Rules | |

Fees must be paid when service is requested with the exception of the genetic testing fee. Checks may be accepted subject to collection. A Twenty (\$20.00) Dollar service charge shall be assessed if any check is returned by drawer's bank for any reason.

The Domestic Relations Section is authorized to adopt regulations and to inaugurate and maintain accounting systems in order to collect and process the above fees.

It is further ordered that the District Court Administrator shall file seven (7) certified copies of this Rule with the Administrative Office of PA Courts, two (2) certified copies to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*, One (1) certified copy to the Domestic Relations Procedural Rules Committee and One (1) copy to the Monroe County Legal Reporter for publication in the next issue.

It is further Ordered that this Administrative Order shall be kept continuously available for public inspection and copying in the Domestic Relations Office.

By the Court

RONALD E. VICAN,
President Judge

[Pa.B. Doc. No. 00-2259. Filed for public inspection December 29, 2000, 9:00 a.m.]

RULES AND REGULATIONS

Title 31—INSURANCE

INSURANCE DEPARTMENT

[31 PA. CODE CH. 89]

Medicare Supplement Insurance

The Insurance Department (Department) hereby amends Chapter 89, Subchapter K (relating to Medicare supplement insurance minimum standards) to read as set forth in Annex A. Sections 206, 506, 1501 and 1502 of The Administrative Code of 1929 (71 P. S. §§ 66, 186, 411 and 412) provide the Insurance Commissioner (Commissioner) with the authority and duty to promulgate regulations governing the enforcement of the laws relating to insurance.

Notice of the proposed rulemaking is omitted in accordance with section 204(3) of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1204(3)) (CDL). In accordance with section 204(3) of the CDL, notice of proposed rulemaking may be omitted when the agency for good cause finds that public notice of its intention to amend an administrative regulation is, under the circumstances, impracticable and unnecessary.

Purpose

The amendments will bring the Department's regulation for the approval of Medicare supplement policies into compliance with the Federal statutory requirements of the Social Security Act (42 U.S.C.A. § 1395ss), the Balanced Budget Refinement Act of 1999 (Pub.L. No. 106-113) (BBRA) and the Ticket to Work and Work Incentives Improvement Act (Pub.L. No. 106-170).

The changes, indicated to Subchapter K, are Federally mandated under recent Federal legislation, the Balanced Budget Refinement Act of 1999, with a November 29, 1999, effective date and the Ticket to Work and Work Incentives Improvement Act, with a December 17, 1999, effective date. The Federal law also establishes a timetable under which these changes are to be implemented by the states if they are to remain in compliance with the Federal requirements and maintain regulatory authority in this area. The new regulations must be adopted within 1 year following the NAIC September 2000 adoption of the model regulations. To comply with Federal statutory minimum requirements for Medicare supplement policies, as mandated by sections 501 (a) and 536 of the Balanced Budget Refinement Act of 1999, and the section 205 of the Ticket to Work and Work Incentives Improvement Act, the Commissioner finds that the proposed rulemaking procedures in sections 201 and 202 of the CDL (45 P. S. §§ 1201 and 1202) are impracticable and unnecessary in this situation, and that the proposed rulemaking may be properly omitted under section 204(3) of the CDL.

Subchapter K was initially promulgated to establish minimum standards for Medicare supplement insurance policies. Standardization of policies was Federally required under the Omnibus Budget Reconciliation Act of 1990. The Department currently seeks to modify Subchapter K to meet the new Federal mandates for Medicare supplement policies as required under the Balanced Budget Refinement Act of 1999 and the Ticket to Work and Work Incentives Improvement Act.

These amendments are necessary in order to maintain the Commonwealth's compliance with Federal require-

ments. This will ensure that the Commonwealth retains enforcement authority over these new requirements. These standards will be implemented through Federal preemption if the Commonwealth does not implement these changes through State regulation within 1 year after NAIC adoption of the revised model regulation. States that adopt the NAIC model regulation as stated in the Omnibus Budget Reconciliation Act of 1990 and as amended in 42 U.S.C.A. § 1395ss (relating to Medicare Supplemental policies) will be considered states with an approved plan and considered in compliance with the act. The Balanced Budget Act of 1997 (Pub.L. No. 105-33) (BBA of 1997) and the BBRA of 1999 amended that act.

These amendments will protect the rights of consumers of this Commonwealth purchasing Medicare supplement policies.

Explanation of Regulatory Requirements

Section 89.772 (relating to definitions) has been amended to include the United States Code citation. The added language to Medicare + Choice is based on the revised NAIC Medicare Supplement model regulation.

Section 89.776 (relating to benefit standards) has been modified. Section 89.776(1)(vii)(C) has been revised to reflect the new Federal requirements under the Ticket to Work and Work Incentives Improvement Act amending the suspension of benefits and premiums under a Medicare Supplement policy due to coverage under a group health plan. The new language is based on the revised NAIC Medicare Supplement model regulation.

Section 89.776(2)(v) has been amended to reflect the new payment system for Medicare outpatient hospital services. The new language is based on the revised NAIC Medicare Supplement model regulation.

Section 89.776(3)(ix)(B) has been amended to reflect changes to the preventive medical care benefit. The fecal occult blood test and a mammogram test are being deleted. This correction is a result of the Balanced Budget Refinement Act of 1999 adding coverage to Medicare Part B and should not be included in benefits covered under a Medicare Supplement policy. This new language is based on the revised NAIC Medicare Supplement model regulation.

Section 89.776(3)(ix)(C) has been amended to reflect changes to the preventive medical care benefit. The influenza vaccination is being deleted and moved to the basic services. This correction is a result of the Balanced Budget Refinement Act of 1999 adding coverage to the Medicare Part B and should not be included in benefits covered under a Medicare Supplement policy. This new language is based on the revised NAIC Medicare Supplement model regulation.

Section 89.783(a)(6) has been amended to italicize the name of the *Guide to Health Insurance for People with Medicare*, and the word *Guide* in italics is being used as an abbreviation. The new language is based on the revised NAIC Medicare Supplement model regulation.

Section 89.783(c)(5) has been amended to correctly title the Medicare handbook to "Medicare & You." Changes to the outline of coverages in outpatient services and plan specific deductibles are being changed. The new language is based on the revised NAIC Medicare Supplement model regulation.

Section 89.783 is also being revised to reflect the 2001 Medicare deductibles as announced by the Department of Health and Human Services (HHS) on October 18, 2000. Each year HHS establishes the deductibles for inpatient hospital care. The increase in Medicare hospital payments was signed into law in the BBA help to protect and to preserve the Medicare Hospital Insurance Trust Fund.

Section 89.790(a)(1) (relating to guaranteed issue for eligible persons) has been changed to broaden the definition of an eligible person as in subsection (a)(2) and (b)(1) to meet new Federal requirements under the Balanced Budget Refinement Act of 1999. The new language is based on the revised NAIC Medicare Supplement model regulation.

Section 89.790(b)(2) expands the class of persons eligible for guaranteed issue to include individuals who are 65 years of age or older and enrolled in the Program of All-inclusive Care for the Elderly (PACE). The language is a result of section 536 of the Balanced Budget Refinement Act of 1999. This language was adopted by the NAIC model regulation.

Section 89.790(b)(2)(vi) and (vii) is being amended to provide that a beneficiary may elect to begin the beneficiary guaranteed issue period upon receipt of notification of impending termination of a Medicare+Choice plan. This establishes that a beneficiary does not have to wait until actual termination of the Medicare+Choice plan to apply and receive a guaranteed issue Medicare Supplement policy. This language is a result of section 501(a) of the Balanced Budget Refinement Act of 1999. This language is based on the revised NAIC model regulation.

Section 89.790(b)(5) adds any PACE program under section 1894 of the SSA as an eligible organization. The language is a result of the Balanced Budget Refinement Act of 1999. This language was adopted by the NAIC model regulation.

Section 89.790(b)(6) adds the PACE program under section 1894 as an eligible program from which to disenroll within 12 months after the effective date. This language is based on the revised NAIC model regulation.

Fiscal Impact

The Department can review revised Medicare supplement filings in the course of normal business and anticipates that it will experience minimal or no increase in cost in its review.

The insurance industry will likely not incur additional costs associated with complying with the new Federal requirements. The guaranteed eligibility provisions may increase the utilization of services and therefore, the cost of policies. There is currently no way to assess these potential costs.

Effectiveness/Sunset Date

These amendments are effective upon publication in the *Pennsylvania Bulletin*. No sunset date has been assigned.

Paperwork

Adoption of final-omitted rulemaking should not require significant paperwork for insurance carriers' product development areas to implement the new Federal changes.

Persons Regulated

This final-omitted rulemaking applies to all insurance companies who issue Medicare supplement products in this Commonwealth.

Contact Person

Questions regarding the final-omitted rulemaking may be addressed to Peter J. Salvatore, Regulatory Coordinator, Pennsylvania Insurance Department, 1326 Strawberry Square, Harrisburg, PA 17120, (717) 787-4429. Questions may also be e-mailed to psalvatore@state.pa.us or faxed to (717) 772-1969.

Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P. S. § 745.5a), on November 6, 2000, the Department submitted a copy of this final-omitted rulemaking to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Committee on Insurance and the Senate Committee on Banking and Insurance. On the same date, the final-omitted rulemaking was submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506).

In accordance with section 5.1(d) of the Regulatory Review Act, the final-omitted rulemaking was deemed approved by the Senate and House Committees on November 27, 2000. IRRC met on December 14, 2000, and approved the final-omitted rulemaking.

Findings

The Commissioner finds that:

(1) There is good cause to amend Subchapter K, effective upon publication with proposed rulemaking omitted. Deferral of the effective date of these regulations would be impractical and not serve the public interest. Under section 204(3) of the CDL, there is no purpose to be served by deferring the effective date. An immediate effective date will best serve the public interest by ensuring the Commonwealth's compliance with the new Federal requirements and retention of enforcement authority over all aspects of Medicare supplement policies.

(2) There is good cause to forego public notice of the intention to amend Subchapter K, because notice of the amendment under the circumstances is unnecessary and impractical for the following reasons:

(i) The changes mandated by Federal law will go into effect with or without Pennsylvania regulatory action.

(ii) If the amendments are not implemented as established by the Federal law, regulatory oversight of these requirements will be assumed by the Federal government. If this were to occur, it would split regulation of Medicare supplement policies between the Commonwealth and the Federal government. The dual regulation would negatively impact consumers of this Commonwealth due to a shortage in Federal enforcement staffing. Accordingly, it would be more difficult for consumers of this Commonwealth to have complaints concerning the new requirements addressed by the Federal government in a timely manner.

(iii) Public comment cannot change the fact that these Federal requirements will be implemented by either the Commonwealth or the Federal government. Nor can public comment have any impact upon the content of the new Federal mandates.

Order

The Commissioner, acting under the authority in sections 206, 506, 1501 and 1502 of The Administrative Code of 1929, orders that:

(a) The regulations of the Department, 31 Pa.Code Chapter 89, are amended by amending §§ 89.772, 89.776,

89.783 and 89.790 to read as set forth in Annex A, with ellipses referring to the existing text of the regulations.

(b) The Department shall submit this order and Annex A to the Office of Attorney General and the Office of General Counsel for approval as to form and legality as required by law.

(3) The Department shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(4) This order shall take effect upon its publication in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this order, see 30 Pa.B. 6964 (December 30, 2000).)

Fiscal Note: 11-205. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 31. INSURANCE

PART IV. LIFE INSURANCE

CHAPTER 89. APPROVAL OF LIFE, ACCIDENT, AND HEALTH INSURANCE

Subchapter K. MEDICARE SUPPLEMENT INSURANCE MINIMUM STANDARDS

§ 89.772. Definitions.

The following words and terms, when used in this subchapter, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

Medicare + Choice plan—A plan of coverage for health benefits under Medicare Part C as defined in section 1859 (b)(1) of the Social Security Act (42 U.S.C.A. § 1395w-28(b)(1)) and includes:

* * * * *

§ 89.776. Benefits standards for policies or certificates issued or delivered on or after July 30, 1992.

The following standards apply to Medicare supplement policies or certificates delivered or issued for delivery in this Commonwealth on or after July 30, 1992. A policy or certificate may not be advertised, solicited, delivered or issued for delivery in this Commonwealth as a Medicare supplement policy or certificate unless it complies with these benefit standards.

(1) *General standards.* The following standards apply to Medicare supplement policies and certificates and are in addition to other requirements of this subchapter:

* * * * *

(vii) *Suspension by policyholder.*

(C) Each Medicare supplement policy shall provide that benefits and premiums under the policy shall be suspended at the request of the policyholder if the policyholder is entitled to benefits under section 226(b) of the Social Security Act (42 U.S.C.A. § 426(b)) and is covered under a group health plan (as defined in section 1862 (b)(1)(A)(v) of the Social Security Act (42 U.S.C.A. § 1395y (b)(ii)(A)(v))). If suspension occurs and if the policyholder or certificate holder loses coverage under the group health plan, the policy shall be automatically reinstituted (effective as of the date of loss of coverage) if the policyholder provides notice of loss of coverage within

90 days after the date of the loss and pays the premium attributable to the period, effective as of the date of termination of entitlement.

(D) Reinstitution of these coverages:

* * * * *

(2) *Standards for basic (core) benefits common to all benefit plans.* Every issuer shall make available a policy or certificate, including only the following basic core package of benefits to each prospective insured. An issuer shall also offer a policy or certificate to prospective insureds meeting the Plan B benefit plan. An issuer may make available to prospective insureds Medicare Supplement Insurance Benefit Plans C, D, E, F, G, H, I and J as listed in § 89.777(e) (relating to standard Medicare supplement benefit plans). The core packages are as follows:

* * * * *

(v) Coverage for the coinsurance amount, or in the case of hospital outpatient department services under a prospective payment system, the copayment amount, of Medicare eligible expenses under Part B regardless of hospital confinement, subject to the Medicare Part B deductible.

(3) *Standards for additional benefits.* The following additional benefits shall be included in Medicare Supplement Benefit Plans B, C, D, E, F, G, H, I and J only as provided by § 89.777.

* * * * *

(ix) *Preventive medical care benefit.* Reimbursement shall be for the actual charges up to 100% of the Medicare-approved amount for each service, as if Medicare were to cover the service as identified in American Medical Association Current Procedural Terminology (AMA CPT) codes, to a maximum of \$120 annually under this benefit. This benefit may not include payment for a procedure covered by Medicare. Coverage for the preventive health services is as follows:

* * * * *

(B) One or a combination of the following preventive screening tests or preventive services, the frequency of which is considered medically appropriate:

(I) Digital rectal examination.

(II) Dipstick urinalysis for hematuria, bacteriuria and proteinuria.

(III) Pure tone (air only) hearing screening test, administered or ordered by a physician.

(IV) Serum cholesterol screening every 5 years.

(V) Thyroid function test.

(VI) Diabetes screening.

(C) Tetanus and Diphtheria booster every 10 years.

* * * * *

§ 89.783. Required disclosure provisions.

(a) *General rules.*

* * * * *

(6) Issuers of accident and sickness policies or certificates which provide hospital or medical expense coverage on an expense incurred or indemnity basis to a person eligible for Medicare, shall provide to these applicants a *Guide to Health Insurance for People with Medicare* in the form developed jointly by the National Association of Insurance Commissioners and the Health Care Financing

Administration and in a type size no smaller than 12-point type. Delivery of the *Guide* shall be made whether or not these policies or certificates are advertised, solicited or issued as Medicare supplement policies or certificates as defined in this subchapter. Except in the case of direct response issuers, delivery of the *Guide* shall be made to the applicant at the time of application and acknowledgment of receipt of the *Guide* shall be obtained by the issuers. Direct response issuers shall deliver the *Guide* to the applicant upon request but not later than at the time the policy is delivered.

* * * * *

(c) *Outline of coverage requirements for Medicare supplement policies.*

* * * * *

(5) The following items shall be included in the outline of coverage in the order prescribed in this paragraph:

* * * * *

This outline of coverage does not give all the details of Medicare coverage. Contact your local Social Security Office or consult *Medicare & You* for more details.

* * * * *

[COMPANY NAME]

Outline of Medicare Supplement Coverage-Cover Page:

Benefit Plans _____ (insert letters of plans being offered)

Medicare supplement insurance can be sold in only ten standard plans plus two high deductible plans. This chart shows the benefits included in each plan. Every company must make available Plan A & B.

Basic Benefits: Included in All Plans.

Hospitalization: Part A coinsurance plus coverage for 365 additional days after Medicare benefits end.

Medical Expenses: Part B coinsurance (20% of Medicare-approved expenses) or, in the case of hospital outpatient department services under a prospective payment system, applicable copayments.

Blood: First three pints of blood each year.

<i>A</i>	<i>B</i>	<i>C</i>	<i>D</i>	<i>E</i>	<i>F</i>	<i>F*</i>	<i>G</i>	<i>H</i>	<i>I</i>	<i>J</i>	<i>J*</i>
Basic	Basic Benefits	Basic Benefits	Basic Benefits	Basic Benefits	Basic Benefits		Basic Benefits	Basic Benefits	Basic Benefits	Basic Benefits	
		Skilled	Skilled	Skilled	Skilled		Skilled	Skilled	Skilled	Skilled	
	Part A	Part A	Part A	Part A	Part A		Part A	Part A	Part A	Part A	
		Part B			Part B					Part B	
					Part B Excess		Part B Excess		Part B Excess	Part B Excess	
		Foreign Travel	Foreign	Foreign	Foreign		Foreign	Foreign	Foreign	Foreign	
			At-Home				At-Home		At-Home	At-Home	
								Basic Drugs	Basic Drugs	Extended	
				Preventive						Preventive	

Plans F and J also have an option called a high deductible plan F and a high deductible plan J. These high deductible plans pay the same or offer the same benefits as Plans F and J after one has paid a calendar year \$1,580* deductible. Benefits from high deductible plans F and J will not begin until out-of-pocket expenses are \$1580. Out-of-pocket expenses for this deductible are expenses that would ordinarily be paid by the policy. These expenses include the Medicare deductibles for Part A and Part B, but does not include, in plan J, the plan's separate prescription drug deductible or, in Plans F and J, the plan's separate foreign travel emergency deductible.

PLAN A

MEDICARE (PART A)—HOSPITAL SERVICES—PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$396 a day \$0 \$0	\$0 \$198 a day \$396 a day 100% of Medicare eligible expenses \$0	\$792 (Part A deductible) \$0 \$0 \$0 All costs
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 \$0 \$0	\$0 Up to \$99 a day All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited coinsurance for outpatient drugs and inpatient respite care	\$0	Balance

PLAN A

MEDICARE (PART B)—MEDICAL SERVICES—PER CALENDAR YEAR

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric services) \$0	\$0 20% (50% outpatient psychiatric services) \$0	\$100 (Part B deductible) \$0 All costs

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	\$0 \$0 80%	All costs \$0 20%	\$0 \$100 (Part B deductible) \$0
CLINICAL LABORATORY SERVICES —BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	100% \$0 80%	\$0 \$0 20%	\$0 \$100 (Part B deductible) \$0
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PLAN B

MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$396 a day \$0 \$0	\$792 (Part A deductible) \$198 a day \$396 a day 100% of Medicare eligible expenses \$0	\$0 \$0 \$0 \$0 All costs
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 \$0 \$0	\$0 Up to \$99 a day All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited co-insurance for out-patient drugs and inpatient respite care	\$0	Balance

PLAN B

MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	 \$0 80% (50% outpatient psychiatric services) \$0	 \$0 20% (50% outpatient psychiatric services) \$0	 \$100 (Part B deductible) \$0 All costs
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	 \$0 \$0 80%	 All costs \$0 20%	 \$0 \$100 (Part B deductible) \$0
CLINICAL LABORATORY SERVICES—BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	 100% \$0 80%	 \$0 \$0 20%	 \$0 \$100 (Part B deductible) \$0
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PLAN C**MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD**

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$384 a day \$0 \$0	\$792 (Part A deductible) \$198 a day \$384 a day 100% of Medicare eligible expenses \$0	\$0 \$0 \$0 \$0 All costs
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited co-insurance for outpatient drugs and inpatient respite care	\$0	Balance

PLAN C**MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR**

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment, First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric services) \$0	\$100 (Part B deductible) 20% (50% outpatient psychiatric services) \$0	\$0 \$0 All costs

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
BLOOD			
First 3 pints	\$0	All costs	\$0
Next \$100 of Medicare approved amounts*	\$0	\$100 (Part B deductible)	\$0
Remainder of Medicare approved amounts	80%	20%	\$0
CLINICAL LABORATORY SERVICES—BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

HOME HEALTH CARE			
MEDICARE APPROVED SERVICES			
—Medically necessary skilled care services and medical supplies	100%	\$0	\$0
—Durable medical equipment			
First \$100 of Medicare approved Amounts*	\$0	\$100 (Part B deductible)	\$0
Remainder of Medicare approved Amounts	80%	20%	\$0

OTHER BENEFITS - COVERED BY MEDICARE

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
FOREIGN TRAVEL—			
NOT COVERED BY MEDICARE			
Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA	\$0	\$0	\$250
First \$250 each calendar year			
Remainder of charges	\$0	80% to a lifetime maximum benefit of \$50,000	20% and amounts over the \$50,000 lifetime maximum

PLAN D

MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION*			
Semiprivate room and board, general nursing and miscellaneous services and supplies			
First 60 days	All but \$792	\$792 (Part A deductible)	\$0
61st thru 90th day	All but \$198 a day	\$198 a day	\$0
91st day and after:			
—While using 60 lifetime reserve days	All but \$396 a day	\$396 a day \$0	\$0
—Once lifetime reserve days are used:			
—Additional 365 days	\$0	100% of Medicare eligible expenses	\$0
—Beyond the additional 365 days	\$0	\$0	All costs

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited co-insurance for outpatient drugs and inpatient respite care	\$0	Balance

PLAN D

MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric services) \$0	\$0 20% (50% outpatient psychiatric services) \$0	\$100 (Part B deductible) \$0 All costs
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	\$0 \$0 80%	All costs \$0 20%	\$0 \$100 (Part B deductible) \$0
CLINICAL LABORATORY SERVICES—BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOMES HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	100% \$0 80%	\$0 \$0 20%	\$0 \$100 (Part B deductible) \$0
AT-HOME RECOVERY SERVICES- NOT COVERED BY MEDICARE Home care certified by your doctor, for personal care during recovery from an injury or sickness for which Medicare approved a home care treatment plan —Benefit for each visit —Number of visits covered (must be received within 8 weeks of last Medicare approved visit) —Calendar year maximum	\$0 \$0 \$0	Actual charges to \$40 a visit Up to the number of Medicare approved visits, not to exceed 7 each week \$1,600	Balance

OTHER BENEFITS - NOT COVERED BY MEDICARE

FOREIGN TRAVEL— NOT COVERED BY MEDICARE Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA First \$250 each calendar year	\$0	\$0	\$250
Remainder of charges	\$0	80% to a lifetime maximum benefit of \$50,000	20% and amounts over the \$50,000 lifetime maximum

PLAN E

MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$396 a day \$0 \$0	\$792 (Part A deductible) \$198 a day \$396 a day 100% of Medicare eligible expenses \$0	\$0 \$0 \$0 \$0 All costs

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited co-insurance for outpatient drugs and inpatient respite care	\$0	Balance

PLAN E

MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES—IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT , such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric services) \$0	\$0 20% (50% outpatient psychiatric services) \$0	\$100 (Part B deductible) \$0 All costs
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	\$0 \$0 80%	All costs \$0 20%	\$0 \$100 (Part B deductible) \$0
CLINICAL LABORATORY SERVICES—BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	100% \$0 80%	\$0 \$0 20%	\$0 \$100 (Part B deductible) \$0
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OTHER BENEFITS - NOT COVERED BY MEDICARE

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
FOREIGN TRAVEL— NOT COVERED BY MEDICARE Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA First \$250 each calendar year Remainder of charges	\$0 \$0	\$0 80% to a lifetime maximum benefit of \$50,000	\$250 20% and amounts over the \$50,000 life-time maximum
***PREVENTIVE MEDICAL CARE BENEFIT-NOT COVERED BY MEDICARE Some physical and preventive tests and services such as: digital rectal exam, hearing screening, dipstick urinalysis, diabetes screening, thyroid function test, tetanus and diphtheria booster and education, administered or ordered by your doctor when not covered by Medicare First \$120 each calendar year Additional charges	 \$0 \$0	 \$120 \$0	 \$0 All costs

PLAN F or HIGH DEDUCTIBLE PLAN F

MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

** This high deductible plan pays the same or offers the same benefits as Plan F after one has paid a calendar year \$1,580 deductible. Benefits from the high deductible plan F will not begin until out-of-pocket expenses are \$1,580. Out-of-pocket expenses for this deductible are expenses that would ordinarily be paid by the policy. This includes the Medicare deductibles for Part A and Part B, but does not include the plan's separate foreign travel emergency deductible.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>AFTER YOU PAY \$1,580 DEDUCTIBLE,** PLAN PAYS</i>	<i>IN ADDITION TO \$1,580 DEDUCTIBLE,** YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$396 a day \$0 \$0	\$792 (Part A deductible) \$198 a day \$396 a day 100% of Medicare eligible expenses \$0	\$0 \$0 \$0 \$0 All costs

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>AFTER YOU PAY \$1,580 DEDUCT- IBLE,** PLAN PAYS</i>	<i>IN ADDITION TO \$1,580 DEDUCTIBLE,** YOU PAY</i>
SKILLED NURSING FACILITY CARE* You must meet Medicare's require- ments, including having been in a hospital for at least 3 days and en- tered a Medicare-approved facility within 30 days after leaving the hos- pital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor cer- tifies you are terminally ill and you elect to receive these services	All but very limited co- insurance for out- patient drugs and inpa- tient respite care	\$0	Balance

MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

** This high deductible plan pays the same or offers the same benefits as Plan F after one has paid a calendar year \$1,580 deductible. Benefits from the high deductible Plan F will not begin until out-of-pocket expenses are \$1,580. Out-of-pocket expenses for this deductible are expenses that would ordinarily be paid by the policy. This includes the Medicare deductibles for Part A and Part B, but does not include the plan's separate foreign travel emergency deductible.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>AFTER YOU PAY \$1,580 DEDUCT- IBLE,** PLAN PAYS</i>	<i>IN ADDITION TO \$1,580 DEDUCTIBLE,** YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment, First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric service) \$0	\$100 (Part B deductible) 20% (50% outpatient psychiatric service) 100%	\$0 \$0 \$0
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	\$0 \$0 80%	All costs \$100 (Part B deductible) 20%	\$0 \$0 \$0
CLINICAL LABORATORY SER- VICES—BLOOD TESTS FOR DI- AGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies	100%	\$0	\$0
—Durable medical equipment First \$100 of Medicare approved amounts*	\$0	\$100 (Part B deductible)	\$0
Remainder of Medicare approved Amounts	80%	20%	\$0

OTHER BENEFITS - NOT COVERED BY MEDICARE

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>AFTER YOU PAY \$1,580 DEDUCTIBLE,** PLAN PAYS</i>	<i>IN ADDITION TO \$1,580 DEDUCTIBLE,** YOU PAY</i>
FOREIGN TRAVEL—NOT COVERED BY MEDICARE Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA First \$250 each calendar year Remainder of charges	\$0 \$0	\$0 80% to a lifetime maximum benefit of \$50,000	\$250 20% and amounts over the \$50,000 lifetime maximum

PLAN G

MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$396 a day \$0 \$0	\$792 (Part A deductible) \$198 a day \$396 a day 100% of Medicare eligible expenses \$0	\$0 \$0 \$0 \$0 All costs
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited co-insurance for outpatient drugs and inpatient respite care	\$0	Balance

PLAN G

MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment, First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric services) \$0	\$0 20% (50% outpatient psychiatric services) 80%	\$100 (Part B deductible) \$0 20%
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	\$0 \$0 80%	All costs \$0 20%	\$0 \$100 (Part B deductible) \$0
CLINICAL LABORATORY SERVICES—BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment	100%	\$0	\$0
First \$100 of Medicare approved amounts*	\$0	\$0	\$100 (Part B deductible)
Remainder of Medicare approved amounts	80%	20%	\$0
AT-HOME RECOVERY SERVICES-NOT COVERED BY MEDICARE Home care certified by your doctor, for personal care during recovery from an injury or sickness for which Medicare approved a home care treatment plan		Actual charges to \$40 a visit	Balance
—Benefit for each visit	\$0		
—Number of visits covered (must be received within 8 weeks of last Medicare approved visit)	\$0	Up to the number of Medicare approved visits, not to exceed 7 each week	
—Calendar year maximum	\$0	\$1,600	

OTHER BENEFITS - NOT COVERED BY MEDICARE

FOREIGN TRAVEL—NOT COVERED BY MEDICARE Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA First \$250 each calendar year Remainder of charges	\$0 \$0	\$0 80% to a lifetime maximum benefit of \$50,000	\$250 20% and amounts over the \$50,000 life- time maximum
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PLAN H

MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies			
First 60 days		\$792 (Part A deductible)	\$0
61st thru 90th day	All but \$792		\$0
91st day and after:	All but \$198 a day	\$198 a day	\$0
—While using 60 lifetime reserve days	All but \$396 a day	\$396 a day	\$0
—Once lifetime reserve days are used:			
—Additional 365 days	\$0	100% of Medicare eligible expenses	\$0
—Beyond the additional 365 days	\$0	\$0	All costs

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited co-insurance for outpatient drugs and inpatient respite care	\$0	Balance

PLAN H**MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR**

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT , such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment, First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric services) \$0	\$0 20% (50% outpatient psychiatric services) \$0	\$100 (Part B deductible) \$0 All costs
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	\$0 \$0 80%	All costs \$0 20%	\$0 \$100 (Part B deductible) \$0
CLINICAL LABORATORY SERVICES—BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment	100%	\$0	\$0
First \$100 of Medicare approved amounts*	\$0	\$0	\$100 (Part B deductible)
Remainder of Medicare approved amounts	80%	20%	\$0

OTHER BENEFITS - NOT COVERED BY MEDICARE

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
FOREIGN TRAVEL—NOT COVERED BY MEDICARE Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA First \$250 each calendar year Remainder of charges	\$0 \$0	\$0 80% to a lifetime maximum benefit of \$50,000	\$250 20% and amounts over the \$50,000 lifetime maximum
BASIC OUTPATIENT PRESCRIPTION DRUGS—NOT COVERED BY MEDICARE First \$250 each calendar year Next \$2,500 each calendar year Over \$2,500 each calendar year	\$0 \$0 \$0	\$0 50%—\$1,250 calendar year maximum benefit \$0	\$250 50% All costs

PLAN I

MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$396 a day \$0 \$0	\$792 (Part A deductible) \$198 a day \$396 a day 100% of Medicare eligible expenses \$0	\$0 \$0 \$0 \$0 All costs

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
SKILLED NURSING FACILITY CARE* You must meet Medicare's requirements, including having been in a hospital for at least 3 days and entered a Medicare-approved facility within 30 days after leaving the hospital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor certifies you are terminally ill and you elect to receive these services	All but very limited co-insurance for outpatient drugs and inpatient respite care	\$0	Balance

PLAN I**MEDICARE (PART B) - MEDICAL SERVICES - PER CALENDAR YEAR**

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
MEDICAL EXPENSES— IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment, First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts Part B excess charges (Above Medicare approved amounts)	\$0 80% (50% outpatient psychiatric services) \$0	\$0 20% (50% outpatient psychiatric services) 100%	\$100 (Part B deductible) \$0 \$0
BLOOD First 3 pints Next \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	\$0 \$0 80%	All costs \$0 20%	\$0 \$100 (Part B deductible) \$0
CLINICAL LABORATORY SERVICES—BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved amounts	100% \$0 80%	\$0 \$0 20%	\$0 \$100 (Part B deductible) \$0
AT-HOME RECOVERY SERVICES- NOT COVERED BY MEDICARE Home care certified by your doctor, for personal care during recovery from an injury or sickness for which Medicare approved a Home Care Treatment Plan —Benefit for each visit —Number of visits covered (must be received within 8 weeks of last Medicare approved visit) —Calendar year maximum	\$0 \$0 \$0	Actual charges to \$40 a visit Up to the number of Medicare approved visits, not to exceed 7 each week \$1,600	Balance

OTHER BENEFITS - NOT COVERED BY MEDICARE

FOREIGN TRAVEL - NOT COVERED BY MEDICARE Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA First \$250 each calendar year Remainder of charges	\$0 \$0	\$0 80% to a lifetime maximum benefit of \$50,000	\$250 20% and amounts over the \$50,000 lifetime maximum
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PLAN I

OTHER BENEFITS - NOT COVERED BY MEDICARE

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
BASIC OUTPATIENT PRESCRIPTION DRUGS - NOT COVERED BY MEDICARE First \$250 each calendar year Next \$2,500 each calendar year Over \$2,500 each calendar year	\$0 \$0 \$0	\$0 50%—\$1,250 calendar year maximum benefit \$0	\$250 50% All costs

PLAN J or HIGH DEDUCTIBLE PLAN J**MEDICARE (PART A) - HOSPITAL SERVICES - PER BENEFIT PERIOD**

* A benefit period begins on the first day you receive service as an inpatient in a hospital and ends after you have been out of the hospital and have not received skilled care in any other facility for 60 days in a row.

** This high deductible plan pays the same or offers the same benefits as Plan J after one has paid a calendar year \$1,580 deductible. Benefits from high deductible Plan J will not begin until out-of-pocket expenses are \$1,580. Out-of-pocket expenses for this deductible are expenses that would ordinarily be paid by the policy. This includes the Medicare deductibles for Part A and Part B, but does not include the plan's separate prescription drug deductible or the plan's separate foreign travel emergency deductible.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>AFTER YOU PAY \$1,580 DEDUCT- IBLE, ** PLAN PAYS</i>	<i>IN ADDITION TO \$1,580 DEDUCTIBLE, ** YOU PAY</i>
HOSPITALIZATION* Semiprivate room and board, general nursing and miscellaneous services and supplies First 60 days 61st thru 90th day 91st day and after: —While using 60 lifetime reserve days —Once lifetime reserve days are used: —Additional 365 days —Beyond the additional 365 days	All but \$792 All but \$198 a day All but \$396 a day \$0 \$0	\$792 (Part A deductible) \$198 a day \$396 a day 100% of Medicare eli- gible expenses \$0	\$0 \$0 \$0 \$0 All costs
SKILLED NURSING FACILITY CARE* You must meet Medicare's require- ments, including having been in a hospital for at least 3 days and en- tered a Medicare-approved facility within 30 days after leaving the hos- pital First 20 days 21st thru 100th day 101st day and after	All approved amounts All but \$99 a day \$0	\$0 Up to \$99 a day \$0	\$0 \$0 All costs
BLOOD First 3 pints Additional amounts	\$0 100%	3 pints \$0	\$0 \$0
HOSPICE CARE Available as long as your doctor cer- tifies you are terminally ill and you elect to receive these services	All but very limited co- insurance for out- patient drugs and inpa- tient respite care	\$0	Balance

MEDICARE (PART B)—MEDICAL SERVICES—PER CALENDAR YEAR

* Once you have been billed \$100 of Medicare-approved amounts for covered services (which are noted with an asterisk), your Part B deductible will have been met for the calendar year.

** This high deductible plan pays the same or offers the same benefits as Plan J after one has paid a calendar year \$1,580 deductible. Benefits from high deductible Plan J will not begin until out-of-pocket expenses are \$1,580. Out-of-pocket expenses for this deductible are expenses that would ordinarily be paid by the policy. This includes the Medicare deductibles for Part A and Part B, but does not include the plan's separate prescription drug deductible or the plan's separate foreign travel emergency deductible.

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>AFTER YOU PAY \$1,580 DEDUCT- IBLE,** PLAN PAYS</i>	<i>IN ADDITION TO \$1,580 DEDUCTIBLE,** YOU PAY</i>
MEDICAL EXPENSES —IN OR OUT OF THE HOSPITAL AND OUTPATIENT HOSPITAL TREATMENT, such as physician's services, inpatient and outpatient medical and surgical services and supplies, physical and speech therapy, diagnostic tests, durable medical equipment, First \$100 of Medicare Approved Amounts* Remainder of Medicare Approved Amounts Part B Excess Charges (Above Medicare Approved Amounts)	\$0 80%(50% outpatient psychiatric services) \$0	\$100 (Part B deductible) 20% (50% outpatient psychiatric services) 100%	\$0 \$0 \$0
BLOOD First 3 pints Next \$100 of Medicare Approved Amounts* Remainder of Medicare Approved Amounts	\$0 \$0 80%	All Costs \$100 (Part B deductible) 20%	\$0 \$0 \$0
CLINICAL LABORATORY SERVICES —BLOOD TESTS FOR DIAGNOSTIC SERVICES	100%	\$0	\$0

PARTS A & B

<i>SERVICES</i>	<i>MEDICARE PAYS</i>	<i>PLAN PAYS</i>	<i>YOU PAY</i>
HOME HEALTH CARE MEDICARE APPROVED SERVICES —Medically necessary skilled care services and medical supplies —Durable medical equipment First \$100 of Medicare approved amounts* Remainder of Medicare approved Amounts	100% \$0 80%	\$0 \$100 (Part B deductible) 20%	\$0 \$0 \$0
HOME HEALTH CARE (continued) AT-HOME RECOVERY SERVICES—NOT COVERED BY MEDICARE Home care certified by your doctor, for personal care during recovery from an injury or sickness for which Medicare approved a Home Care Treatment Plan —Benefit for each visit —Number of visits covered (must be received within 8 weeks of last Medicare approved visit) —Calendar year maximum	\$0 \$0 \$0	Actual charges to \$40 a visit Up to the number of Medicare approved visits, not to exceed 7 each week \$1,600	Balance

PLAN J or HIGH DEDUCTIBLE PLAN J (cont.)

PARTS A & B (continued)

OTHER BENEFITS—NOT COVERED BY MEDICARE

FOREIGN TRAVEL— NOT COVERED BY MEDICARE Medically necessary emergency care services beginning during the first 60 days of each trip outside the USA First \$250 each calendar year Remainder of charges	\$0 \$0	\$0 80% to a lifetime maximum benefit of \$50,000	\$250 20% and amounts over the \$50,000 lifetime maximum
EXTENDED OUTPATIENT PRESCRIPTION DRUGS—NOT COVERED BY MEDICARE First \$250 each calendar year Next \$6,000 each calendar year Over \$6,000 each calendar year	\$0 \$0 \$0	\$0 50%—\$3,000 calendar year maximum benefit \$0	\$250 50% All costs
***PREVENTIVE MEDICAL CARE BENEFIT—NOT COVERED BY MEDICARE Some annual physical and preventive tests and services such as: digital rectal exam, hearing screening, dipstick urinalysis, diabetes screening, thyroid function test, tetanus and diphtheria booster and education, administered or ordered by your doctor when not covered by Medicare First \$120 each calendar year Additional charges	 \$0 \$0	 \$120 \$0	 \$0 All costs

***Medicare benefits are subject to change. Please consult the latest *Guide to Health Insurance for People with Medicare*.

§ 89.790. Guaranteed issue for eligible persons.

(a) *Guaranteed issue.*

(1) Eligible persons are those individuals described in subsection (b) who, subject to subsection (b)(2)(vi) apply to enroll under the policy not later than 63 days after the date of the termination of enrollment described in subsection (b), and who submit evidence of the date of termination or disenrollment with the application for a Medicare supplement policy.

* * * * *

(b) Eligible persons. An eligible person is an individual described in paragraphs (1)—(6):

* * * * *

(2) The individual is enrolled with a Medicare + Choice organization under a Medicare + Choice plan under Part C of Medicare, and any of the following circumstances apply, or the individual is 65 years of age or older and is enrolled with a Program of All-Inclusive Care for the Elderly (PACE) provider under section 1894 of the Social Security Act (42 U.S.C.A. § 1395eee), and there are circumstances similar to those described as follows that would permit discontinuance of the individual's enrollment with the provider if the individual were enrolled in a Medicare+Choice plan:

(i) The certification of the organization or plan under this part has been terminated, or the organization or plan has notified the individual of an impending termination of the certification.

(ii) The organization has terminated or otherwise discontinued providing the plan in the area in which the individual resides, or has notified the individual of an impending termination or discontinuance of the plan.

(iii) The individual is no longer eligible to elect the plan because of a change in the individual's place of residence or other change in circumstances specified by the HHS Secretary, but not including termination of the individual's enrollment on the basis described in section 1851(g)(3)(B) of the Social Security Act (42 U.S.C.A. § 1395w-21(g)(3)(B)) (when the individual has not paid premiums on a timely basis or has engaged in disruptive behavior as specified in standards under section 1856 of the Social Security Act (42 U.S.C.A. § 1395w-26), or the plan is terminated for all individuals within a residence area).

(iv) The individual demonstrates, in accordance with guidelines established by the HHS Secretary, that one of the following applies:

* * * * *

(v) The individual meets other exceptional conditions the HHS Secretary may provide.

(vi) An individual described in paragraph (2) may elect to apply subsection (a) by substituting, for the date of termination of enrollment, the date on which the individual was notified by the Medicare+Choice organization of the impending termination or discontinuance of the Medicare+Choice plan it offers in the area in which the individual resides, but only if the individual disenrolls from the plan as a result of the notification.

(vii) In the case of an individual making the election in subparagraph (vi), the issuer involved shall accept the application of the individual submitted before the date of termination of enrollment, but the coverage under subsection A shall only become effective upon termination of coverage under the Medicare+Choice plan involved.

* * * * *

(5) The individual was enrolled under a Medicare supplement policy and terminates enrollment and subsequently enrolls, for the first time, with any Medicare + Choice organization under a Medicare + Choice plan under Part C of Medicare, any eligible organization under a contract under section 1876 of the Social Security Act (Medicare risk or cost) (42 U.S.C.A. § 1395mm), any similar organization operating under demonstration project authority, any PACE program under section 1894 of the Social Security Act, any organization under an agreement under section 1833(a)(1)(A) of the Social Security Act (health care prepayment plan) or any Medicare Select policy and the subsequent enrollment under this paragraph is terminated by the enrollee during the first 12 months of the subsequent enrollment (during which the enrollee is permitted to terminate the subsequent enrollment under section 1851(e) of the Social Security Act).

(6) The individual, upon first becoming eligible for benefits under Part A and enrolled in Part B, if eligible, of Medicare, enrolls in a Medicare + Choice plan under Part C of Medicare, or in a PACE program under section 1894, and disenrolls from the plan or program within 12 months after the effective date of enrollment.

* * * * *

[Pa.B. Doc. No. 00-2260. Filed for public inspection December 29, 2000, 9:00 a.m.]

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

STATE BOARD OF MEDICINE

STATE BOARD OF NURSING

[49 PA. CODE CHS. 18 AND 21]

Corrective Amendment to 49 Pa. Code §§ 18.55(b)(4) and 21.285(b)(4)

The State Boards of Medicine and Nursing (Boards) have discovered a discrepancy between the agency text of 49 Pa. Code §§ 18.55(b)(4) and 21.285(b)(4), as deposited with the Legislative Reference Bureau and the official text published at 30 Pa.B. 5943, 5950 and 5951 (November 18, 2000) and as scheduled to be published in the February 2001 *Pennsylvania Code Reporter* (MTS 315). Subsections (b)(4) incorrectly contained the word "CRNP" instead of "physician."

Therefore, under 45 Pa.C.S. § 901: The Boards have deposited with the Legislative Reference Bureau a corrective amendment to §§ 18.55(b)(4) and 21.285(b)(4). The corrective amendment to §§ 18.55(b)(4) and 21.285(b)(4) is effective November 18, 2000, the date the defective text was published in the *Pennsylvania Bulletin*.

The correct versions of 49 Pa. Code §§ 18.55(b)(4) and 21.285(b)(4) appear in Annex A, with ellipses referring to the existing text of the regulations.

Annex A**TITLE 49. PROFESSIONAL AND VOCATIONAL
STANDARDS****PART I. DEPARTMENT OF STATE****Subpart A. PROFESSIONAL AND OCCUPATIONAL
AFFAIRS****CHAPTER 18. STATE BOARD OF MEDICINE****Subchapter C. CERTIFIED REGISTERED NURSE
PRACTITIONERS****CRNP PRACTICE****§ 18.55. Collaborative agreement**

* * * * *

(b) The collaborative agreement between a physician and a CRNP who will prescribe drugs shall satisfy the following requirements. The agreement shall:

* * * * *

(4) Contain attestation by the collaborating physician that the physician has knowledge and experience with any drug that the CRNP will prescribe.

* * * * *

CHAPTER 21. STATE BOARD OF NURSING**Subchapter C. CERTIFIED REGISTERED NURSE
PRACTITIONERS****CRNP PRACTICE****§ 21.285. Collaborative agreement.**

* * * * *

(b) The collaborative agreement between a physician and a CRNP who will prescribe drugs shall satisfy the following requirements. The agreement shall:

* * * * *

(4) Contain attestation by the collaborating physician that the physician has knowledge and experience with any drug that the CRNP will prescribe.

* * * * *

[Pa.B. Doc. No. 00-2261. Filed for public inspection December 29, 2000, 9:00 a.m.]

PROPOSED RULEMAKING

GAME COMMISSION

[58 PA. CODE CH. 141]

Special Regulations Areas; Permitted Devices

To effectively manage the wildlife resources of this Commonwealth, the Game Commission (Commission) at its October 12, 2000, meeting proposed the following amendments to 58 Pa. Code:

Amend § 141.1 (relating to special regulations areas) to add language and clear up existing language making it unlawful to hunt with firearms in Philadelphia County, except buckshot with specific authorization of the Director, to hunt deer with buckshot in Allegheny County, except with specific authorization of the Director, and to hunt with modern handguns in any special regulations areas. This amendment will also clear up existing language making it lawful to use buckshot in any county in the southeast special regulations areas except Philadelphia with permission.

Amend § 141.18 (relating to permitted devices) to authorize the use of firearms with electronic impulse ignition systems while hunting.

These proposed amendments will have no adverse impact on the wildlife resources of this Commonwealth.

The authority for the proposal is 34 Pa.C.S. (relating to the Game and Wildlife Code) (code).

These proposals were made public at the October 12, 2000, meeting of the Commission, and comments on these proposals can be sent to the Executive Director of the Commission, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, until January 15, 2001.

Proposed Amendment to § 141.1.

1. Introduction

The Commission at its meeting held on October 12, 2000, proposed changing § 141.1 to make it unlawful to hunt with firearms in Philadelphia County, except buckshot with authorization of the Director; to make it lawful to use buckshot, including semiautomatics, to take deer in the remaining counties in the southeast special regulations area; to make it unlawful to hunt with buckshot in Allegheny County without specific authorization of the Director; and to make it unlawful to hunt with modern handguns in any special regulations area. These changes are proposed under section 2102(d) of the code (relating to regulations).

2. Purpose and Authority

Safety is always a concern in the highly developed counties of the special regulations areas. In addition, areas that can be legally hunted in those areas are very limited. Acknowledging these facts, the Commission has proposed eliminating the use of all firearms in Philadelphia County, except buckshot with specific authorization of the Director; eliminating the use of buckshot in Allegheny County except with specific authorization of the Director; and eliminating the use of modern handguns in all special regulations areas.

Section 2102(d) of the code directs the Commission to "... promulgate regulations stipulating ... the type of firearms and ammunition and other devices which may be used..." The proposal is made under this authority.

3. Regulatory Requirements

The proposal will add language and clear up existing language making it unlawful to hunt with firearms in Philadelphia County, except buckshot with specific authorization of the Director, to hunt deer with buckshot in Allegheny County, except with specific authorization of the Director, and to hunt with modern handguns in any special regulations area. The proposal will also clear up existing language making it lawful to use buckshot in any county in the southeast special regulations area except Philadelphia with permission.

4. Persons Affected

Individuals wishing to hunt in special regulations areas will be affected by the proposed changes.

Proposed Addition of § 141.18

1. Introduction

The Commission at its meeting held on October 12, 2000, proposed adding § 141.18 to authorize the use of firearms with electronic impulse ignition systems while hunting. This change is proposed under authority contained in section 2102(d) of the code.

2. Purpose and Authority

Section 141.6(6) (relating to illegal devices), provides that it is unlawful to "hunt or take wildlife through the use of an electronic contrivance or device not permitted by Commission regulation." In the spring of 2000, the legality of the use of Remington's Etron-X ignition system was called into question. After review by a standing committee, the Commission staff has concluded that the system does not make a firearm significantly different from existing lawful firearms. The only difference is that electronic circuitry is used to detonate the special primer.

The proposed regulation will eliminate any doubt with regard to the legality of using electronic impulse detonating systems. Section 2102(d) of the code directs the Commission to "... promulgate regulations stipulating ... the type of firearms and ammunition and other devices which may be used..." to hunt. This provision provides authority for the proposed rulemaking.

3. Regulatory Requirements

The proposed section will expand what is currently allowed.

4. Persons Affected

Individuals wishing to use firearms equipped with electronic ignition systems to hunt will be allowed to do so.

Cost and Paperwork Requirements

The proposed changes should not result in any additional cost or paperwork.

Effective Date

The proposed changes will be effective on final publication in the *Pennsylvania Bulletin* and will remain in effect until changed by the Commission.

Contact Person

For further information on the change, contact David E. Overcash, Acting Director, Bureau of Law Enforcement, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, (717) 783-6526.

VERNON R. ROSS,
Executive Director

Fiscal Note: 48-125. No fiscal impact; (8) recommends adoption.

Annex A**TITLE 58. RECREATION****PART II. GAME COMMISSION****CHAPTER 141. HUNTING AND TRAPPING****Subchapter A. GENERAL****§ 141.1. Special regulations areas.**

* * * * *

(c) Prohibitions.

(1) **[It] Except as provided in subsection (d), it is unlawful to take, kill or attempt to take or kill wildlife through the use of a [rifle] firearm of any description which discharges single-projectile ammunition, or, while hunting for wild birds or wild animals, to possess single-projectile ammunition, except for employees of political subdivisions and other persons who have a valid deer control permit issued under the authority of Chapter 29 of the act (relating to special licenses and permits).**

(2) **[It is unlawful to hunt or kill wildlife in Philadelphia County, Ridley Creek State Park, Delaware County and Tyler State Park, Bucks County, with a firearm that discharges a single-projectile or to possess single-projectile ammunition.]**

It is unlawful to use buckshot in Allegheny or Philadelphia Counties without specific authorization of the Director.

(d) Permitted acts. It is lawful to:

* * * * *

(2) **[Use buckshot in designated parts of Philadelphia with authorization of the Director.**

(3) **Use a shotgun at least 20 gauge—including semiautomatic—with buckshot ammunition only, to take deer within the boundary of Ridley Creek State Park and Tyler State Park.**

(4) **[Take deer with a shotgun 20 gauge or larger[,]—including semiautomatic—using buckshot in the Southeast area only.**

[(5)] (3) * * *

[(6)] (4) * * *

§ 141.18. Permitted devices.

The following devices may be used to hunt or take wildlife:

Any manually operated firearm that uses an electronic impulse to detonate the primer or main powder charge of the cartridge unless manually operated firearms are a specifically prohibited device.

[Pa.B. Doc. No. 00-2262. Filed for public inspection December 29, 2000, 9:00 a.m.]

STATE BOARD OF MEDICINE

[49 PA. CODE CH. 16]

Licensure, Certification, Examination and Registration Fees

On December 2, 2000, the State Board of Medicine (Board) published Proposed Rulemaking pertaining to fees at 30 Pa.B. 6210, 6212 (December 2, 2000). The Annex contained the following typographical errors:

The fee for a graduate license application, graduate of an unaccredited medical college, was indicated to be \$80, when in fact, the proposed fee is \$85.

The fee for an application for a temporary license was indicated to be \$35, when in fact, the proposed fee is \$45.

The fee for registration for a physician assistant supervisor was indicated to be \$45, when in fact, the proposed fee is \$35.

Accordingly, in order to correct these errors, the Board has determined to republish the corrected annex and extend the public comment period by 30 days from publication. The correct version of Annex A appears as follows:

Annex A

TITLE 49. PROFESSIONAL AND OCCUPATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 16. STATE BOARD OF MEDICINE

Subchapter B. GENERAL LICENSURE, CERTIFICATION EXAMINATION AND REGISTRATION PROVISIONS

§ 16.13. Licensure, certification, examination and registration fees.

*(a) Fees. The following fees apply:**Medical Doctor License:**License Without Restriction:*

Application, graduate of accredited medical college	\$35
Application, graduate of unaccredited medical college	\$85
Biennial renewal	\$125

Extraterritorial License:

Application	\$30
Biennial renewal	\$80

Graduate License:

Application, graduate of accredited medical college	\$30
Application, graduate of unaccredited medical college	\$85
Annual renewal	\$15

Interim Limited License:

Application	\$30
Biennial renewal	\$10

Miscellaneous:

Application, institutional license	\$30
Application, temporary license	\$45
Biennial renewal, limited license (permanent)	\$25

Midwife License:

Application	\$30
Biennial renewal	\$40

Physician Assistant Certificate:

Application	\$30
Biennial renewal	\$40
Registration, physician assistant supervisor	\$35
Registration of additional supervisors	\$ 5
Satellite location approval	\$25

Acupuncturist Registration:

Application	\$30
Biennial renewal	\$40
Registration, acupuncture supervisor	\$30

Drugless Therapist License:

Biennial renewal	\$35
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Radiology Technician:

Application for Examination	\$25
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Respiratory Care Practitioner Certificate:

Application, temporary permit	\$30
Application, initial certification	\$30
Biennial renewal	\$25

Verification or Certification:

Verification of status	\$15
Certification of records	\$25

(b) Examination fees:

The Board has adopted Nationally recognized examinations in each licensing class. Fees are established by the National owners/providers of the examinations and are indicated in the examination applications.

[Pa.B. Doc. No. 00-2263. Filed for public inspection December 29, 2000, 9:00 a.m.]

NOTICES

DELAWARE RIVER BASIN COMMISSION

Commission Meeting and Public Hearing

The Delaware River Basin Commission (Commission) will hold an informal conference followed by a public hearing on Tuesday, January 9, 2001. The hearing will be part of the Commission's regular business meeting. Both the conference session and business meeting are open to the public and will be held at the West Chester University Sykes Student Union, located on Rosedale Avenue in West Chester, PA.

The conference among the Commissioners and staff will begin at 10 a.m. Topics of discussion will include a progress report on the Commission's Comprehensive Plan; a proposal to institute project review upon retirement of entitlements; and Delaware Estuary Program (DELEP) organizational issues. Summaries of the following meetings will be presented: the Flood Advisory Committee meeting of December 5; the Monitoring Advisory Committee meeting of December 12; the Toxics Advisory Committee meeting of December 13; the Water Quality Advisory Committee meeting of December 14; and the Water Management Advisory Committee meeting of January 4.

The subjects of the public hearing to be held during the 1 p.m. business meeting include, in addition to the dockets listed below, resolutions to: 1) amend the Comprehensive Plan with respect to recreation areas in the state of New York; 2) amend the Comprehensive Plan with respect to national recreation areas; and 3) amend the Comprehensive Plan and Water Code with respect to water usage reporting requirements. A public notice on the proposal to amend water usage reporting requirements was published on the Commission's web site, www.drbc.net, on October 23, 2000 and will remain there through January 9, 2001. Notices also appeared in the *Delaware Register* (December 1, 2000), the *New Jersey Register* (December 4, 2000), the *New York State Register* (November 22, 2000), the *Pennsylvania Register* (November 11, 2000), and the *Federal Register* (November 29, 2000). Submission of written comments on the proposed amendment was requested by December 20, 2000.

The dockets scheduled for public hearing will be as follows:

1. *Borough of Ambler D-85-26 CP RENEWAL* 2. A renewal of a ground water withdrawal project to supply up to 116 million gallons (mg)/30 days of water to the applicant's public water distribution system from Wells Nos. 1 through 14 and Spring Well, all in the Stockton Formation. The total withdrawal from all wells of 116 mg/30 days is a decrease in allocation (from 134.4 mg/30 days) to accurately reflect the applicant's system capacity and demand. The project is located in Ambler Borough and portions of Lower Gwynedd, Upper Dublin, Whitmarsh and Whitpain Townships, all in Montgomery County in the Southeastern Pennsylvania Ground Water Protected Area.

2. *Limekiln Golf Course D-2000-17*. A ground water withdrawal project to supply a combined total of 5.4 mg/30 days of supplemental water to the applicant's holding pond for irrigation of the applicant's golf course from existing Wells Nos. 1 through 3 and new Well No. 4,

located in the mixed zone of the Lockatong and Upper Stockton Formations. The total withdrawal from all sources is limited to 5.4 mg/30 days. The project is located in Horsham Township, Montgomery County in the South-eastern Pennsylvania Ground Water Protected Area.

3. *Lehigh Valley Water Company, LLC D-2000-34*. A ground water withdrawal project to supply a combined total of 8.6 mg/30 days of water to the applicant's Arcadia West Industrial Park from new Wells Nos. PW-1, PW-2 and PW-3, all in the Martinsburg Formation. The project is located in Weisenberg Township, Lehigh County, PA.

4. *Upper Saucon Township D-2000-51 CP*. A ground water withdrawal project to supply up to 30 mg/30 days of water to the applicant's public water distribution system from the new Colonial Crest Well and the existing abandoned New Jersey Zinc Mine Company mine shaft, without an increase in the existing allocation of 30 mg/30 days from all sources. The abandoned mine shaft is located in limestone and dolomite of the Beekmantown Formation. The Colonial Crest Well is completed in the Quartz Fonglomerate member of the Brunswick Formation. The project is located in Upper Saucon Township, Lehigh County, PA.

5. *West Bradford Township D-2000-54 CP*. An application to construct a 0.135 mgd secondary lagoon sewage treatment plant (STP) to replace failing onlot septic systems in Marshallton and to serve the proposed Tattersall community, both located in West Bradford Township, Chester County, Pennsylvania. The proposed STP is located off State Route 162 approximately 1/2 mile south of Strasburg Road and treated effluent will be utilized for farmland spray irrigation in West Bradford Township along its border with Newlin Township.

6. *Hemlock Farms Community Association D-2000-60 CP*. A ground water withdrawal project to supply up to 30 mg/30 days of water to the applicant's public water distribution system from new Well No. 4, and existing Wells Nos. 1, 10, 49 and 80, and to limit the withdrawal from all wells to 30 mg/30 days. New Well No. 4 is completed in the Catskill Formation. The project is located in the Special Protection Waters of the Bushkill and Shohola Creek watersheds in Blooming Grove Township, Pike County, PA.

7. *M.C. Resource Development Company D-2000-65*. A ground water withdrawal project to supply a combined total of 6.9 mg/30 days of water to the applicant's bottled water facility from new Wells Nos. P-1 and P-2 in the Bloomsburg Formation. The project is located in the Indian Run watershed, a tributary to the Little Schuylkill River, in East Brunswick Township, Schuylkill County, PA.

8. *South Coventry Township D-2000-67 CP*. A project to construct a 55,000 gallons per day (gpd) STP and effluent drip irrigation system to serve the proposed Ridglea Farm subdivision and the existing Pughtown Village residential area, all within South Coventry Township, Chester County, Pennsylvania. The proposed advanced secondary treatment plant will be located just east of State Route 100 approximately 1/4 mile north of Pughtown Road, and the proposed 12.5 acre drip irrigation system will be located approximately 1/2 mile northeast of the STP. No alternate surface water discharge is proposed as the applicant will store treated effluent in a 725,000 gallon lagoon for later disposal during storm and freezing conditions.

In addition to the public hearing, the Commission will address the following at its 1 p.m. business meeting: minutes of the November 15, 2000 business meeting; announcements; report on hydrologic conditions in the basin; reports by the Executive Director and General Counsel; resolution to adopt the Commission's FY 2002 budgets (on which a public hearing was held on November 15, 2000); and public dialogue.

Documents relating to the dockets and other items may be examined at the Commission's offices. Preliminary dockets are available in single copies upon request. Please contact Thomas L. Brand at (609) 883-9500 ext. 221 with any docket-related questions. Persons wishing to testify at this hearing are requested to register in advance with the Secretary at (609) 883-9500 ext. 203.

Individuals in need of an accommodation as provided for in the Americans With Disabilities Act who wish to attend the hearing should contact the Commission Secretary, Pamela M. Bush, directly at (609) 883-9500 ext. 203 or through the New Jersey Relay Service at (800) 852-7899 (TTY) to discuss how the Commission may accommodate their needs. Driving directions to the meeting location are posted on the Commission's web site, at www.drbc.net.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 00-2264. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending December 19, 2000.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-5-00	Sun Bank Selinsgrove Snyder County	814 Westminster Dr. Williamsport Lycoming County	Opened
12-13-00	Mifflinburg Bank and Trust Company Mifflinburg Union County	Buffalo Valley Lutheran Village 211 Fairground Rd. Lewisburg Union County	Approved

Branch Relocations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-13-00	Leesport Bank Leesport Berks County	<i>To:</i> 100 Plaza Drive Maidencreek Township Blandon Berks County <i>From:</i> U. S. Route 222 Maidencreek Township Blandon Berks County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-8-99	Patriot Bank Pottstown Montgomery County	1620 Pond Road Allentown Lehigh County	Effective

NOTICES

SAVINGS INSTITUTIONS

No activity.

Credit Unions

No activity.

JAMES B. KAUFFMAN, Jr.,
Acting Secretary

[Pa.B. Doc. No. 00-2265. Filed for public inspection December 29, 2000, 9:00 a.m.]

Election by West View Savings Bank to Exercise Conditional Powers

Notice is hereby given that effective on the date of this publication in the *Pennsylvania Bulletin*, under an election by West View Savings Bank, authorized by section 513(b) of the Banking Code of 1965 (7 P. S. § 513(b)), West View Savings Bank, is hereby granted the following conditional powers as described by sections 504(b)(xiii), 506(a)(iv)(B) and (vi) of the Banking Code of 1965 (7 P. S. § 504(b) and 506(a)(iv)(B)), to be exercised only with the prior written approval of the Department of Banking.

JAMES B. KAUFFMAN,
Acting Secretary

[Pa.B. Doc. No. 00-2266. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Applications, Actions and Special Notices**

APPLICATIONS

**APPLICATIONS RECEIVED UNDER THE PENNSYLVANIA CLEAN STREAMS
LAW AND THE FEDERAL CLEAN WATER ACT****[National Pollution Discharge Elimination System Program (NPDES)]****DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER****(Part I Permits)**

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, Regional Administrator has waived his right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permit are invited to submit a statement to the Field Office indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Field Office the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Managers will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the Field Office indicated above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid service or other accommodation to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications for National Pollutant Discharge Elimination System (NPDES) permit to discharge to State waters.

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

PA 0009326. SIC Code 2033, Industrial Waste, **Mott's, Inc.**, 45 Aspers-North Road, P. O. Box 68, Aspers, PA 17304.

This application is for renewal of an NPDES permit for an existing discharge of treated industrial waste to an unnamed tributary of Opossum Creek in Watershed 7-F (Conewago Creek), in Menallen Township, **Adams County**.

The receiving stream is classified for trout stocking fishery, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was the Wrightsville Water Supply Company located in York County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 1.04 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		from 6.0 to 9.0 inclusive	
Dissolved Oxygen		minimum of 5.0 mg/l at all times	
Ammonia Nitrogen (5-1 to 10-31)	0.5	1.0	1.25
(11-1 to 4-30)	1.5	3.0	3.75
Total Suspended Solids	30	60	75
CBOD ₅	25	50	62.5
Total Phosphorus	2.0	4.0	5.0

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is not in effect.

PA 0081523. SIC Code 8059, Sewage, **Blair Chalet**, R. R. 1, Box 379, Hollidaysburg, PA 16648-9516.

This application is for renewal of an NPDES permit for an existing discharge of treated sewage to Frankstown Branch Juniata River in Watershed 11-A, in Blair Township, **Blair County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was United Water Company located in Susquehanna Township, Dauphin County. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.0065 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	25	50
Suspended Solids	30	60
Total Residual Chlorine	1.0	2.0
Dissolved Oxygen		minimum of 5.0 at all times
pH		from 6.0 to 9.0 inclusive
Fecal Coliform (5-1 to 9-30)	200/100 ml as a geometric average	
(10-1 to 4-30)	100,000/100 ml as a geometric average	

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

PA 0083712. SIC Code 4941, Industrial Waste, **Bear Valley Franklin County Pennsylvania Joint Authority**, P. O. Box 308, St. Thomas, PA 17252-0308.

This application is for renewal of an NPDES permit for existing discharge of treated industrial waste to Broad Run in Watershed 13-C (Conococheague—Antietam Creeks), in St. Thomas Township, **Franklin County**.

The receiving stream is classified for HQ-CWF, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was Hagerstown, Maryland located on the Potomac River. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.025 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Total Suspended Solids	30	60	75
Total Iron	2	4	5
Total Aluminum	4	8	10
Total Manganese	1	2	2.5
Total Residual Chlorine	1	XXX	2.5
pH		6.0 to 9.0 at all times	

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

PA 0083917. SIC Code 3011, Noncontact Cooling Water, **Polytek Pennsylvania, Inc.**, 811 Progress Road, Chambersburg, PA 17201-3257.

This application is for renewal of an NPDES permit for existing discharge of noncontact cooling water and stormwater to an UNT Conococheague Creek in Watershed 13-C (Conococheague—Antietam Creeks), in Chambersburg Borough, **Franklin County**.

The receiving stream is classified for warm water fishes, recreation, water supply and aquatic life. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing downstream potable water supply intake considered during the evaluation was for Hagerstown, Maryland. The discharge is not expected to impact any potable water supply.

The proposed effluent limits for Outfall 001 for a design flow of 0.050 mgd are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
pH		6.0 to 9.0 S. U. at all times	
Temperature	monitor and report	monitor and report	XXX

Individuals may make an appointment to review the DEP files on this case by calling Mary DiSanto, File Review Coordinator, at (717) 705-4732.

The EPA waiver is in effect.

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

PA 0218634. Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701.

This application is for issuance of an NPDES permit to discharge treated sewage from Heilwood STP in Pine Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Yellow Creek, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Central Indiana County Water Authority.

Outfall 001: new discharge, design flow of 0.04 mgd.

<i>Parameter</i>	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	11.0	16.5		22.0
(11-1 to 4-30)	25.0	38.0		50.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	8,000/100 ml as a geometric mean			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0218642. Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701.

This application is for issuance of an NPDES permit to discharge treated sewage from Marion Center STP in East Mahoning Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Pine Run, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Buffalo Township Municipal Authority, Freeport Plant.

Outfall 001: new discharge, design flow of 0.09 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	4.5	6.8		9.0
(11-1 to 4-30)	13.5	20.3		27.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	4,000/100 ml as a geometric mean			
Dissolved Oxygen	not less than 4.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0218651. Sewage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701.

This application is for issuance of an NPDES permit to discharge treated sewage from the Armagh STP in East Wheatfield Township, **Indiana County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Mardis Run, which are classified as a cold water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Saltsburg Municipal Waterworks.

Outfall 001: new discharge, design flow of 0.11 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	38		50
Suspended Solids	30	45		60
Ammonia Nitrogen				
(5-1 to 10-31)	3.0	4.5		6.0
(11-1 to 4-30)	8.5	12.8		17.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Dissolved Oxygen	not less than 6.0 mg/l			
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

PA 0218715. Sewage, **Garda's Restaurant**, Martin J. Garda, R. D. 3, Box 382, Ford City, PA 16226.

This application is for issuance of an NPDES permit to discharge treated sewage from Garda's Restaurant STP in Manor Township, **Armstrong County**.

The following effluent limitations are proposed for discharge to the receiving waters, known as Crooked Creek, which are classified as a warm water fishery, with existing and/or potential uses for aquatic life, water supply and recreation. The first downstream potable water supply intake from this facility is the: Buffalo Township Municipal Authority-Freeport.

Outfall 001: new discharge, design flow of 0.0015 mgd.

<i>Parameter</i>	<i>Concentration (mg/l)</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
CBOD ₅	10			20
Suspended Solids	10			20
Ammonia Nitrogen				
(5-1 to 10-31)	3.0			6.0
(11-1 to 4-30)	9.0			18.0
Fecal Coliform				
(5-1 to 9-30)	200/100 ml as a geometric mean			
(10-1 to 4-30)	2,000/100 ml as a geometric mean			
Total Residual Chlorine	1.4			3.3
pH	not less than 6.0 nor greater than 9.0			

The EPA waiver is in effect.

Proposed NPDES Permit Renewal Actions for Minor Sewage Discharges

The following parties have applied to renew their current NPDES permits to allow the continued discharge of controlled wastewater into the surface waters of this Commonwealth. The Department of Environmental Protection (Department) has made a tentative determination to renew these permits and proposes to issue them, subject to their current permit effluent limitations, and monitoring and reporting requirements, with appropriate and necessary updated requirements to reflect new or changed regulations and other requirements. The updates may include, but will not be limited to, applicable permit conditions and/or requirements addressing combined sewer overflows (CSOs), municipal sewage sludge management and total residual chlorine control (TRC). Any major changes to or deviations from the terms of the existing permit will be documented and published with the final Department actions.

The EPA, Region III, Regional Administrator has waived the right to review or object to these proposed permit actions under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permits are invited to submit a statement to the Field Operations indicated as the office responsible, within 30 days from the date of this public notice. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding these applications and proposed permit actions. Comments should include the name, address, telephone number of the writer and a brief statement to inform the Field Office of the basis of the comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

Following the 30-day comment period, the Water Management Program Managers will make a final determination regarding the proposed permit action. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit renewal application and related documents, proposed effluent limitations and special conditions, comments received and other information are on the Department's file. The documents may be inspected at, or a copy requested from, the Field Office that has been indicated above the application notice.

Applications—NPDES Minor Renewals

Southcentral Regional Office: Water Management Program, 909 Elmerton Avenue, 2nd Floor, Harrisburg, PA 17110, (717) 705-4707.

<i>NPDES No.</i>	<i>Facility Name and Address</i>	<i>County and Municipality</i>	<i>Tributary Stream</i>	<i>New Permit Requirements</i>
PA 008403	Bernard J. Kuhn Kuhn Brothers Cross Keys Truck Stop Inc. 795 Lingg Rd. New Oxford, PA 17350	Adams County Berwick Township	Unt to Pine Run	TRC
PA 0081281	William Weiss Calvary Heights Inc. 2160 Hanover Rd. Gettysburg, PA 17325	Adams County Mt. Pleasant Township	White Run	TRC

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER
Applications under the Pennsylvania Clean Streams Law
(Part II Permits)

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection (Department). Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number; identification of the plan or application to which the protest is addressed and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest. Each writer will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and

proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Industrial waste and sewerage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Southwest Regional Office: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

A. 3200403. Sewerage, **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701. Application for the construction and operation of a sewage treatment plant, sewers and appurtenances, pump station and outfall and headwall to serve the

Marion Center System STP located in East Mahoning Township, **Indiana County**. The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

A. 3200404. Sewerage, Indiana County Municipal Services Authority, 827 Water Street, Indiana, PA 15701. Application for the construction and operation of a sewage treatment plant, sewers and appurtenances, pump station and outfall and headwall to serve the Heilwood System STP located in Pine Township, **Indiana County**. The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

A. 3200405. Sewerage, Indiana County Municipal Services Authority, 827 Water Street, Indiana, PA 15701. Application for the construction and operation of a sewage treatment plant, sewers and appurtenances, pump station and outfall and headwall to serve the Armagh System STP located in East Wheatfield Township, **Indiana County**. The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

A. 3200406. Sewerage, Blacklick Valley Municipal Authority, P. O. Box 272, Twin Rocks, PA 15960. Application for the construction and operation of a Sewage Treatment Plant, Sewers and Appurtenances, Pump Stations, Outfall and Headwall, and Stream Crossing to serve the Blacklick Valley Municipal Authority WWTP located in Buffington Township, **Indiana County**.

Northwest Regional Office: Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

WQM Permit No. 4300416. Sewage, Robert H. Jama, 777 East Lake Rd., Transfer, PA 16154. This project is for the construction of a Single Residence Sewage Treatment Plant in Pymatuning Township, **Merger County**.

INDIVIDUAL PERMITS (PAS)

NPDES Individual

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of this Commonwealth. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection (Department) proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharge.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this proposed permit action under the waiver provision of 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the office noted above the application within 30 days from the date of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the responsible office considers the public response significant.

Following the 30-day comment period, the Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Southeast Regional Office: Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

NPDES Permit PAS10-G452. Stormwater. Robert McKinney, 244 High Street, Suite 101, Pottstown, PA, has applied to discharge stormwater from a construction activity located in North Coventry Township, **Chester County**, to unnamed Tributary to Pigeon Creek (HQ-TSF).

NPDES Permit PAS10-D114. Stormwater. Lakeview Farms Partnership, LP, 215 West Church Road, King of Prussia, PA 19406, has applied to discharge stormwater from a construction activity located in Springfield Township, **Bucks County**, to Tributary to Cooks Creek (EV).

Southcentral Regional Office: Regional Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 657-4707.

Adams County Conservation District, District Manager, Adams County Conservation District, 670 Old Harrisburg Road, Suite 201, Gettysburg, PA 17325, (717) 334-0636.

NPDES Permit PAS-10-0025. Stormwater. Ronald and Lori Sewell, 3400 Harney Road, Taneytown, MD 21787 has applied to discharge stormwater from a construction activity located in Menallen Township, **Adams County**, to Conewago Creek.

Berks County Conservation District, District Manager, Berks County Conservation District, P. O. Box 520, 1238 County Welfare Road, Leesport, PA 19533, (610) 372-4657.

NPDES Permit PAS-10-C044. Stormwater. Bryon Whitman, Berkshire Greens, Inc., 16 Village Drive, Reading, PA 19607 (Quaker Hill South Subdivision II) has

applied to discharge stormwater from a construction activity located in Robeson Township, **Berks County**, to Hay Creek.

Mifflin County Conservation District, District Manager, 20 Windmill Hill # 4, Burham, PA 17009.

NPDES Permit PAS-10-4510. Stormwater. **Bratton Township Wastewater System** has applied to discharge stormwater from a construction activity located in Bratton Township, **Mifflin County**, to Juniata River and Carlisle Run (HQ/CWF).

Mifflin County Conservation District, District Manager, 20 Windmill Hill # 4, Burham, PA 17009.

NPDES Permit PAS-10-4509. Stormwater. **Mt. Union Area School District Administration Office** has applied to discharge stormwater from a construction activity located in Kistler Borough, **Mifflin County**, to an unnamed tributary to Juniata River (HQ-CWF).

SAFE DRINKING WATER

Applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

A. 1400509. The Department has received a permit application from **Pennsylvania-American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033, Bradford & Boggs Townships, **Clearfield County**. The application is for construction of a water storage tank, booster pump station and finished water main.

Southwest Regional Office: Regional Manager, Water Supply Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

0200504. **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229. Construct the new Ronald F. Spray Pump Station, relocate the potassium permanganate feed to the river intake facility and add ultraviolet disinfection equipment to the treatment process serving the Town of McCandless, **Allegheny County**.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 1

Acknowledgment of Notices of Intent to Remediate submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908).

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a

brief description of the location of the site, a list of known suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the sites identified proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified. During this comment period the municipality may request that the person identified, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department of Environmental Protection has received the following Notices of Intent to Remediate:

Southeast Regional Office: Environmental Cleanup Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.

Fred and Ann Marcantonio Residence, Phoenixville Borough, **Chester County**. David R. Crowther, Hydrocon Services, Inc., 2945 S. Pike Avenue, Allentown, PA 18103, has submitted a Notice of Intent to Remediate site groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in *Phoenixville Newspapers* on October 25, 2000.

Meadows at Skippack, Skippack Township, **Montgomery County**. Mark J. Irani, P.G., RT Environmental Services, Inc., 215 W. Church Road, King of Prussia, PA 19406, has submitted a Notice of Intent to Remediate site soil contaminated with lead, heavy metals and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in *The North Penn Reporter* on November 17, 2000.

John Quirk Residence, Bristol Township, **Bucks County**. Brian Holtzhafer, Hydrocon Services, Inc., 2945

South Pike Avenue, Allentown, PA 18103, has submitted a Notice of Intent to Remediate site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Bucks County Courier* on September 22, 2000.

Champion Development Corp., Whitaker Ave. Site, City of Philadelphia, **Philadelphia County**. Thomas A. Nowlan, P.E., O'Brien & Gere Engineers, Inc., 1777 Sentry Parkway West, Gwynedd Hall, Suite 302, Blue Bell, PA 19422, has submitted a Notice of Intent to Remediate site soil contaminated with lead, heavy metals and polycyclic aromatic hydrocarbons. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Philadelphia Daily News* on November 13, 2000.

Southwest Field Office: John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-5217.

Buncher Company, City of Pittsburgh, **Allegheny County**. The Buncher Company, Frank W. Benaquista, One Triangle Lane, Export, PA 15632 has submitted a Notice of Intent to Remediate soil and groundwater contaminated with PCBs, Lead, heavy metals, BTEX, PHCs, PAHs and solvents. The applicant proposes to remediate the site to meet the special industrial area requirements. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on October 19, 2000.

Northwest Regional Office: Craig Lobins, Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.

The Nissan Store, 9380 Peach St., Summit Township, Waterford, PA 16441, formerly known as the Gartner Harf site, and Samuel S. Harrison, of Harrison Hydrosciences, Main Street, Professional Building, Box 908, Saegertown, PA 16433, has submitted a Notice of Intent to Remediate. The site was found to be contaminated with PHCs in groundwater. The applicant proposes to remediate the site to meet the Statewide Health Standard in a Special Industrial Area. The Notice of Intent to Remediate has been published in the *Erie Times* on December 8, 2000.

National Fuel Gas Company, Van Compressor Station, Route 322, Van PA, Rockland and Cranberry Townships, **Venango County**, and Joseph R. Hartleb, Assistant Engineer, National Fuel Gas Risk Management Department, P. O. Box 2081, Erie, PA 16512, has submitted a Notice of Intent to Remediate Groundwater. The site has been found to be contaminated with Benzene, Pentane and Butane. The applicant proposes to remediate the site to meet the Statewide Health and Site Specific Standards. A Notice of Intent to Remediate was reportedly published in the *Derrick Newspaper* on December 11, 2000.

AIR QUALITY

Notice of Plan Approval and Operating Permit Applications

Nonmajor Sources and Modifications

The Department of Environmental Protection (Department) has developed an "integrated" plan approval, State operating permit and Title V operating permit program. This integrated approach is designed to make the permit-

ting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit all the permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

Notice is hereby given that the Department has received applications for plan approvals and/or operating permits from the following facilities. Although the sources covered by these applications may be located at a major facility, the sources being installed or modified do not trigger major new source review or prevention of significant deterioration requirements.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the Regional Offices identified in this notice. Persons interested in reviewing the application files should contact the appropriate regional office to schedule an appointment.

Persons wishing to receive a copy of the proposed Plan Approval or Operating Permit must indicate their interest to the Department Regional Office within 30 days of the date of this notice, and must file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed document to that person or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that a hearing be held concerning the proposed plan approval and operating permit. Any comments or protests filed with Department Regional Offices must include a concise statement of the objections to the issuance of the plan approval or operating permit and relevant facts, which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the Regional Office identified below. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final plan approvals and operating permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121-143, the Federal Clean Air Act and regulations adopted under the act.

OPERATING PERMITS

Applications Received and Intent to Issue Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001-4015) and 25 Pa. Code Chapter 127, Subchapter F (relating to operating permit requirements).

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

35-317-002A: Preferred Meal Systems, Inc. (4135 Birney Avenue, Moosic, PA 18507) for operation of a steam heated convection oven and associated air cleaning device in Moosic Borough, **Lackawanna County**.

40-310-044: Lonzetta Trucking and Excavating Co. (P. O. Box 644, 340 Rocky Road, Hazleton, PA 18201) for operation of a stone crushing plant and associated air cleaning device in Hazle Township, **Luzerne County**.

40-328-003: UGI Development Co. (P. O. Box 234, Hunlock Creek, PA 18621) for operation of a simple gas turbine on Route 11 in Hunlock Township, **Luzerne County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

21-05038: Holy Spirit Hospital (North 21st Street, Camp Hill, PA 17011) for a Title V Operating Permit for operation of a Hospital Waste Incinerator in East Pennsboro Township, **Cumberland County**. The facility is considered a major source in accordance with 40 CFR Part 60, Subpart C, Emission Guidelines and Compliance Times for Hospital/Medical/Infectious Waste Incinerators.

22-05026: Eldorado Properties Corp. (Highspire Terminal, P. O. Box 2621, Harrisburg, PA 17110) for a Title V Operating Permit authorizing operation of a gasoline and fuel oil distribution terminal in Lower Swatara Township, **Dauphin County**. The facility is considered a major source of volatile organic compounds. This facility is subject to 40 CFR Part 60, Subpart XX—Standards of Performance for Bulk Gasoline Terminals.

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

10-00330: Butler Veterinary Associates, Inc. (1761 North Main Street Extension, Butler, PA 16001) for a Natural Minor Operating Permit for operation of an animal crematory in Center Township, **Butler County**.

61-00180: Vertical Seal Co. Division of National Roll Co. (Green Hill Road, R. D. 1, Box 147, Pleasantville, PA 16341) for a Natural Minor Operating Permit for manufacturing of babbitted bearings and forged sleeves in Harmony Township, **Forest County**.

25-090A: Zurn Industries, Inc. (1301 Raspberry Street, Erie, PA 16502) for operation of a baghouse to replace two existing rota clone wet collectors in Erie, **Erie County**.

25-918A: Medical Manufacturing Corp. (2205 East 33rd Street, Erie, PA 16501) for operation of an aeration room exhaust vent in Erie, **Erie County**.

43-321A: Northeast Industrial Manufacturing, Inc. (640 Keystone Road, Greenville, PA 16125) for operation of two surface coating booths in Greenville, **Mercer County**.

62-329-004A: National Fuel Gas Supply Corp.—Roystone Station (Route 6, Warren, PA 16365) for operation of compressors in Sheffield Township, **Warren County**.

Notice of Intent to Issue Title V Operating Permits

Under 25 Pa. Code §§ 127.521 and 127.424, the Department of Environmental Protection (Department) intends to issue a Title V Operating Permit to the following facilities. These facilities are major facilities subject to the operating permit requirements under Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements; and Title V operating permits).

Appointments to review copies of the Title V application, proposed permit and other relevant information must be made by contacting Records Management using

the appropriate regional office telephone number noted. For additional information, contact the appropriate regional office noted.

Interested persons may submit written comments, suggestions or objections concerning the proposed Title V permit to the regional office within 30 days of publication of this notice. Written comments submitted to the Department during the 30-day public comment period shall include the name, address and telephone number of the person submitting the comments, along with the reference number of the proposed permit. The commentator should also include a concise statement of objections to the permit issuance and the relevant facts upon which the objections are based. Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the Regional Office identified below. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the public comment period and will provide notice of any scheduled public hearing at least 30 days in advance of the hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation where the facility is located.

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

48-00003: Keystone Portland Cement Co. (P. O. Box A, Bath, PA 18014-0058) in East Allen Township, **Northampton County**. The facilities major sources of emissions include two wet process kiln that primarily emit nitrogen oxides (NOx) and sulfur oxides (SO₂).

48-00004: Essroc Cement Corp. (3251 Bath Pike, Nazareth, PA 18064) in Lower Nazareth Township, **Northampton County**. The facilities Title V Permit contain sources from both Plant 1 and Plant 3. Plant 1 contains major sources of emissions from one dry process kiln that primarily emit nitrogen oxides (NOx) and sulfur oxides (SO₂). Plant 3 contains major sources of emission from four dry process kilns that primarily emit NOx and SO₂.

PLAN APPROVALS

Applications received and intent to issue plan approvals under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).

Southeast Regional Office: Air Quality Program, 555 North Lane, Conshohocken, PA 19428, (610) 832-6242.

21-0001R: Sunoco, Inc. Delaware Avenue and Green Streets, Marcus Hook, PA 19061) for installation of Spud Burners on No. 7 Boiler in City of Chester, **Delaware County**.

09-0134: Reed Minerals (Steel Road South, Morrisville, PA 19067) for construction of a coal slag roofing granules plant in Falls Township, **Bucks County**.

46-312-025: Acme Corrugated Box Co., Inc. (2700 Turnpike Drive, Willow Grove, PA 19090) for installation of a boiler in Upper Moreland Township, **Montgomery County**.

46-0003A: Stroehmann Bakeries, L.C. (1810 East Ridge Pike, Norristown, PA 19404) for construction of a catalytic oxidizer in Plymouth Township, **Montgomery County**.

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

54-303-015A: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17104-3331) for modification of a batch asphalt plant to utilize waste derived oil in Wayne Township, **Schuylkill County**.

39-309-055: Lafarge Corp. (5160 Main Street, Whitehall, PA 18052-1827) for modification of Finishing Mill #1 grinding operation and installation of an air cleaning device in Whitehall Township, **Lehigh County**.

39-318-106: Allen Organ Co. (P. O. Box 36, Macungie, PA 18062-0036) for construction of a paint spraying operation and associated air cleaning devices at 150 Locust Street in Macungie Borough, **Lehigh County**.

39-399-051: Allen Organ Co. (P. O. Box 36, Macungie, PA 18062-0036) for construction of a degreaser and associated air cleaning device at 150 Locust Street in Macungie Borough, **Lehigh County**.

66-399-003: Proctor & Gamble Paper Products Co. (P. O. Box 32, Mehoopany, PA 18629) for installation of a central vacuum system in Washington Township, **Wyoming County**. Proctor & Gamble Paper Products Co. is a major facility subject to Title V permitting requirements. The installation will collect particulate matter from general process clean-up from new diaper converting lines. Particulate emissions will be reduced by the use of a baghouse control system which will reduce particulate matter emissions to 0.57 ton per year. The Plan Approval will contain conditions requiring the source to show compliance with the emission rates. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

13-399-008: Horsehead Resource Development Co., Inc. (900 Delaware Avenue, Palmerton, PA 18071) for installation of a calcine kiln feed receiving bin in Palmerton Borough, **Carbon County**. Horsehead Resource Development Co., Inc. is a major facility subject to Title V permitting requirements. The installation will allow the company to unload crude zinc oxide from pressurized tanker trucks. The emissions will be controlled by a bin vent collector and will be reduced to 0.65 ton per year. The Plan Approval will contain conditions requiring the source to show compliance with the emission rates. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

22-05040: Pennsy Supply, Inc. (P. O. Box 3331, Harrisburg, PA 17104-3331) for modification to an existing hot mix asphalt plant at the Fiddler's Elbow Quarry in Lower Swatara Township, **Dauphin County**. This source is subject to 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities and Subpart Kb—Standards of Performance for Storage Vessels (including Petroleum Liquid Storage Vessels) for which Construction, Reconstruction, or Modification commences after July 23, 1984.

Northcentral Regional Office: Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

41-317-005: Wenger's Feed Mill, Inc. (P. O. Box 26, Rheems, PA 17570-0026) for construction of a feed mill and associated air cleaning devices (fabric collectors and cyclone collectors) in Clinton Township, **Lycoming County**.

19-00006A: Heinz Pet Products (6670 Low Street, Bloomsburg, PA 17815) for installation of an air cleaning device (a wet centrifugal collector) on four meat/flour mixers (Lines A and C) in South Centre Township, **Columbia County**. The collector will reduce the particulate matter emissions from the mixers by an unknown amount.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

65-788L: Sony Electronics, Inc. (1001 Technology Drive, Mount Pleasant, PA 15666) for operation of an Aperture Grille (AGL-I) at Pittsburgh Mfg. Center in Mount Pleasant Township, **Westmoreland County**.

65-938A: Tresco Paving Corp. (P. O. Box 14004, Pittsburgh, PA 15239) for operation of a Drum Mix Asphalt Plant at TPC Plant #2 in Salem Township, **Westmoreland County**.

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

37-264F: Ellwood Quality Steels Co. (700 Moravia Street, New Castle, PA 16101) for modification of No. 17 Furnace in New Castle, **Lawrence County**. New burners and controls will be installed, utilizing low NOx technology. Ellwood Quality Steels Company is a Title V facility.

PUBLIC HEARING NOTICE

The Department of Environmental Protection (Department) will hold a public hearing on February 6, 2001, at 6:30 p.m. in the Honesdale High School Auditorium, Honesdale, Wayne County, PA.

The hearing is for Department to take testimony concerning the plan approval application for control of emissions from a new Batch Asphalt Plant submitted by Honesdale Materials, Div. Of Haines and Kibblehouse in Lebanon Township, Wayne County.

Persons wishing to present testimony at the hearing for the above listed facility should contact, in writing, Hearing Examiner, PA DEP, 2 Public Square, Wilkes-Barre, PA 18711, Attn: Thomas A. DiLazaro.

In order to provide an opportunity for all individuals who desire to present testimony, oral testimony will be limited to 10 minutes. The department requests that individuals planning to testify provide written copy of their oral testimony. Each organization is requested to designate one witness to present testimony on its behalf. Individuals who pre-register to testify will be given priority on the agenda.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations should contact Richard Shudak, (570) 826-2060, or the Pennsylvania AT&T relay service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Those unable to attend the hearing, but wishing to comment, should provide written comments to the address listed above. Comments can be submitted until February 13, 2001.

All the pertinent documents are also available for review from 8 a.m. to 4 p.m. at the Department Regional Office address noted above. Appointments for scheduling a review can be made by calling the Records Management Section at (717) 826-2511.

REASONABLY AVAILABLE CONTROL TECHNOLOGY (RACT)

Proposed Revision to the State Implementation Plan for Oxides of Nitrogen (NO_x) and Volatile Organic Compounds (VOC) and Notice of Public Hearing

Approval of Reasonably Available Control Technology (RACT) Plan for: **Leonard Kunkin Associates** (Hilltown Township), **Bucks County** (Operating Permit **OP-09-0073**).

The Department has made a preliminary determination to approve a RACT plan as an amendment to the State Implementation Plan (SIP) for the above facility. The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the RACT approval for this facility to comply with current regulations.

This preliminary determination, if finally approved, will be incorporated into Plan Approvals and/or Operating Permits for the facility and will be submitted to the United States Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP.

The following is a summary of the preliminary RACT determination for this facility:

<i>Source Determina- tion</i>	<i>VOC Emission Limit</i>	<i>Control Technique</i>	<i>RACT</i>
Clean-up Operations	29.43	Work Practice Implementa- tion Plan	Implemented

A public hearing will be held for the purpose of receiving comments on the proposed SIP revision. The hearing will be held at 2 p.m. on February 13, 2001, at the Department of Environmental Protection, Southeast Regional Office, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA. The hearing will represent the opportunity for oral comment to the Department on the proposed SIP revision and will not be a question and answer session. Persons wishing to present testimony at the hearing are encouraged to contact Lynda Rebarchak, DEP Community Relations Coordinator, at (610) 832-6219 to register prior to the hearing, but may also register at the hearing. Those unable to attend the hearing but who wish to comment should send their written comments to Francine Carlini, Air Quality Program Manager, Department of Environmental Protection, Southeast Regional Office, Lee Park, 555 North Lane, Suite 6010, Conshohocken, PA 19428 on or before February 13, 2001.

Individuals in need of accommodations as provided for in the Americans With Disabilities Act who would like to attend the hearing contact Lynda Rebarchak at (610) 832-6219 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department can meet their needs.

Copies of the pertinent documents are available for review at the Department's Southeast Regional Office. Appointments for scheduling a review may be made by calling (610) 832-6003.

MINING

APPLICATIONS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (Department). A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for such certification.

Written comments or objections, or requests for information conferences on applications, may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code § 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed will have discharges of wastewater to streams, the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. These NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition, more restrictive effluent limitations, restrictions on discharge volume, or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chapters 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

Cambria Office, 286 Industrial Road, Ebensburg, PA 15931-4119.

Coal Applications Received:

11960202, Permit Revision. Ebensburg Power Company (20 S. Van Buren Avenue, P. O. Box 351, Barberton, OH 44203-0351), for a stream relocation of approximately 300 feet of a portion of South Branch Blacklick Creek in Cambria Township, **Cambria County**, affecting 29.8 acres, receiving stream South Branch Blacklick Creek, application received December 7, 2000.

32950107, Permit Renewal for reclamation only. M. B. Energy, Inc. (175 McKnight Road, Blairsville, PA 15717-7960), for continued restoration of a bituminous surface mine in West Wheatfield Township, **Indiana County**, affecting 149.7 acres, receiving stream unnamed tributary to Blacklick Creek; Blacklick Creek, application received December 11, 2000.

56950105, Permit Renewal for reclamation only. Pennsylvania Coal Company, Inc. (6674 Baltimore Pike, Littlestown, PA 17340), for continued restoration of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 245 acres, receiving stream Wells Creek and Stonycreek, application received December 14, 2000.

32870101, Permit Revision, Urey Coal Company (222 Forest Ridge Road, Indiana, PA 15701), to temporarily relocate, mine through and restore to its pre-mining location, a segment of unnamed tributary "A" to Cush Creek that was affected by past surface mining and construction activities in Banks and Montgomery Townships; Glen Campbell Borough, **Indiana County**, affecting 156.4 acres, receiving stream unnamed tributaries to Cush Creek and Cush Creek, application received December 13, 2000.

Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.

03980107. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Application received to revise permit for an incidental boundary correction at a bituminous surface/auger mine located in Washington Township, **Armstrong County**, affecting 341.5 acres. Receiving streams: unnamed tributary to Allegheny River to Allegheny River. Application received: December 7, 2000.

26000104. Patterson Coal Company (41 Elizabeth Drive, Smithfield, PA 15478). Permit application received for commencement, operation and reclamation of a bituminous surface mine located in German, Georges and South Union Townships, **Fayette County**, affecting 138 acres. Receiving streams: Unnamed tributaries to North Branch Browns Run, North Branch Browns Run, to the Monongahela River; unnamed tributaries to Jennings Run, Jennings Run, to the Monongahela River. Application received: December 6, 2000.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

17000111. Gregg Barrett (Lot #5, Capricorn Court, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine-auger permit in Ferguson Township, **Clearfield County** affecting 47.5 acres. Receiving streams: unnamed tributaries to Watts Creek and Watts Creek. Application received December 7, 2000.

17900132. Moshannon Falls Mining Company, Inc. (12 North Front Street, P. O. Box 472, Clearfield, PA 16830), renewal of an existing bituminous surface mine

permit in Bradford Township, **Clearfield County** affecting 197 acres. Receiving streams: Sulphur Run and Millstone Run to the West Branch Susquehanna River and Valley Fork Run to Roaring Run to the West Branch Susquehanna River. Application received December 4, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232.

10950107. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface strip operation in Slippery Rock Township, **Butler County** affecting 88.5 acres. Receiving streams: Two unnamed tributaries to Long Run and one unnamed tributary to Wolf Creek. Application for reclamation only. Application received: December 8, 2000.

10840116. State Industries, Inc. (P. O. Box 1022, Kittanning, PA 16201). Renewal of an existing bituminous surface strip and auger operation in Concord and Oakland Townships, **Butler County** affecting 224.8 acres. Receiving streams: Two unnamed tributaries to Connoquenessing Creek. Application received December 11, 2000.

33950105. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830) Renewal of an existing bituminous strip and auger operation in Snyder Township, **Jefferson County** affecting 105.0 acres. This renewal is for reclamation only. Receiving streams: Three unnamed tributaries to Walburn Run and Walburn Run. Application for reclamation only. Application received: December 13, 2000.

37900106. Amerikohl Mining, Inc. (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface strip and tippel refuse disposal operation in Hickory Township, **Lawrence County** affecting 171.5 acres. Receiving streams: Three unnamed tributaries of Hottenbaugh Run and one unnamed tributary to Neshannock Creek. Application for reclamation only. Application received December 14, 2000.

24960101. Energy Resources, Inc. (P. O. Box 259, Brockway, PA 15824) Renewal of an existing bituminous surface strip and auger operation in Horton Township, **Elk County** affecting 235.0 acres. Receiving streams: Four unnamed tributaries to Mead Run and Mead Run. Application received December 14, 2000.

24900104. Energy Resources, Inc. (P. O. Box 259, Brockway, PA 15824). Renewal of an existing bituminous, fly ash/bottom ash disposal and beneficial use of lime mud operation in Horton Township, **Elk County** affecting 431.0 acres. Receiving streams: West Branch Walburn Run, Walburn Run, Vineyard Run. Application received December 14, 2000.

McMurray District Office, 3913 Washington Road, McMurray, PA 15317.

63831302. Eighty Four Mining Co. (P. O. Box 355, Eighty Four, PA 1533), to revise the permit for the Mine 84 in Somerset Township, **Washington County** to add 7,204 acres underground, 7,310 acres subsidence control plan and 12 acres surface portal, no additional discharges. Application received November 8, 2000.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

22851602R3. Meadowbrook Coal Co., Inc. (6690 State Route 209, Lykens, PA 17048-9608), renewal of an existing coal preparation plant facility in Wiconisco Township, **Dauphin County** affecting 24.0 acres, receiving stream—none. Application received December 8, 2000.

Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.

Noncoal Applications Received

65950401. Derry International, Ltd. (P. O. Box 529, New Alexandria, PA 15670). NPDES renewal application received for a noncoal surface mine located in Loyalhanna and Derry Townships, **Westmoreland County**, affecting 52.0 acres. Receiving streams: unnamed tributary to Loyalhanna Creek. NPDES Renewal application received: December 11, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232.

43910304. Meadville Red-Mix Concrete, Inc. (P. O. Box 418, Meadville, PA 16335). Renewal of an existing sand and gravel operation in French Creek Township, **Mercer County** affecting 12.0 acres. Receiving streams: Two unnamed tributaries to Powdermill Run. Renewal of NPDES Permit No. PA0208361. Application received December 15, 2000.

Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

6276SM2A1C4. Martin Limestone, Inc. (P. O. Box 550, Blue Ball, PA 17506), renewal of NPDES Permit No. PA0594512 in East Earl Township, **Lancaster County**, receiving stream—Conestoga Creek. Application received December 11, 2000.

6274SM4C2. Martin Limestone, Inc. (P. O. Box 550, Blue Ball, PA 17506), renewal of NPDES Permit No. PA0613142 in Honeybrook and Caernarvon Townships, **Chester and Lancaster County**, receiving stream—West Branch of Brandywine Creek. Application received December 11, 2000.

Cambria Office, 286 Industrial Road, Ebensburg, PA 15931-4119.

Large Noncoal (Industrial Minerals) Applications Received:

31000302. Glenn O. Hawbaker, Inc. (P. O. Box 135, 325 West Aaron Drive, State College, PA 16804), commencement, operation and restoration of bituminous surface mine in Morris Township, **Huntingdon County**, affecting 124.74 acres, receiving stream Shaffers Run, a tributary of the Frankstown Branch of the Juniata River, application received December 4, 2000.

APPLICATIONS RECEIVED UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT

ENCROACHMENTS

The following permit applications and requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1311—1313, 1316 and 1317 as well as relevant State requirements. Initial requests for 401 certification will be published concurrently with the permit application. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted above the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings, should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.

Southeast Regional Office: Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E15-655. Encroachment. Robert H. McKinney, Jr., Robert H. McKinney Jr. Associates, 244 High Street, Suite 101, Pottstown, PA 19464. To construct and maintain three submerged stormwater outfall structures and their associated riprap aprons in wetlands (PEM) and along an existing body of water (POW) in the upper reaches of an unnamed tributary to Pigeon Creek (HQ-TSF) associated with the construction of the proposed Coventry Lakes Subdivision. The applicant also requests an Environmental Assessment approval for impacts associated with the modification of the embankment of an existing non-jurisdictional dam. The project proposes to impact 0.01 acre of wetlands and to maintain water in the reservoir during construction by using a temporary Porta-Dam. The site is located approximately 350 feet south of the intersection of Sheep Hill Road and Temple Road (Pottstown, PA USGS Quadrangle N: 15.9 inches; W: 7.2 inches) in North Coventry Township, **Chester County**.

E09-813. Encroachment. Qwest Communications Corp., 13952 Denver West Parkway, Suite 200, Golden, CO 80401. To install and maintain a fiber optic utility line across the Pennsylvania Canal (AKA Delaware Canal) consisting of three 2-inch HDPE conduits. The proposed method of construction is directional drilling. The site is located at the intersection of the Bristol Industrial Railroad tracks and the Delaware Canal (Bristol, PA Quadrangle N: 21.5 inches; W: 13.1 inches) in Bristol Township, **Bucks County**.

Northcentral Region, Water Management, Soils and Waterways Section, F. Alan Sever, Chief, 208 West Third St., Suite 101, Williamsport, PA 17701.

E41-471. Encroachment. Paul E. Heise, District Engineer, Pennsylvania Department of Transportation, P. O. Box 218, Montoursville, PA 17754. To replace, construct, operate and maintain a pre-stressed concrete adjacent box beam single span bridge structure over Little Muncy Creek. The structure will have a clear span of 106.26 feet, a normal opening of 92.02 feet and an average low cord elevation 751.32 feet. This project is located on the northeast fringe of Lairdsville on SR 118 (Lairdsville, PA Quadrangle, N: 19.5 inch; W: 15 inches) Franklin Township, **Lycoming County**. This project proposes to impact 200 linear feet of Little Muncy Creek, which is designated a Cold Water Fishery and does not propose to impact any wetlands.

E41-473. Encroachment. Loyalsock Township, 2501 East Third St., Williamsport, PA 17701. To construct parking areas, nature trails and restroom facilities in the floodway and to construct, operate and maintain a low flow crossing on a high-water channel of the West Branch

of the Susquehanna River. The restroom is proposed on to be set on 18 inches of fill and is proposed to be 14 feet by 30 feet for a total of 420 square feet. The parking areas and nature trails will be constructed at grade, which will should a negligible effect in the floodway. The low flow crossing is proposed to have four 3-foot diameter culverts and associated fill (Montoursville South, PA Quadrangle, N: 21.7 inch, W: 10.7 inches) Loyalsock Township, **Lycoming County**. This project proposes to impact 80 linear feet of the high-water channel of the West Branch of the Susquehanna River, which is designated a Warm Water Fishery and does not propose to impact any wetlands.

E55-170. Encroachment. **PA. Dept. of Transportation**, 715 Jordan Ave., Montoursville, PA 17754. To construct, operate and maintain a single span pre-stressed spread box beam bridge with a clear span of 40 feet and a waterway opening of 36.25 feet. The proposed structure is located .3 miles north on SR 3005 (Richfield, PA Quadrangle N: 18.7 inch; W: 2.7 inches) Perry Township, **Snyder County**. This project proposes to impact 100 linear feet of the North Branch of the Mahantango Creek, which is designated a Trout Stocked Fishery and proposes to impact .07 acre of wetlands.

E59-409. Encroachment. **PA Dept. of Transportation**, 715 Jordan Ave., Montoursville, PA 17754. To remove the existing structure and construct, operate and maintain a new single span pre-stressed box beam bridge structure. The new structure shall have a normal span of 14.46 meters (47.44 feet) and an average underclearance of 1,820 millimeters (5.97 feet). The permit application also proposes a temporary vehicular access. The access will consist of three 1,520 millimeter (4.98 foot) pipes with associated clean fill that shall be constructed of suitable non-erodible material in order to prevent any road materials from washing out if the structure is overtopped during periods of high water. This project is located 2.5

miles northwest from Osceola (Knoxville, PA Quadrangle, N: 1.1 inches; W: 1.4 inches) Osceola Township, **Tioga County**. This project proposes to impact 150 linear feet of Holden Creek that is designated a Warm Water Fishery and does not propose to impact any wetlands.

E60-147. Encroachment. **Raymond Young and Carol Brink Young**, R. R. 2, Box 1048, New Columbia, PA 17856. The permit application proposes to maintain a 24-inch culvert crossing on an unnamed tributary to the West Branch of the Susquehanna River for a private residence. The crossing contains 25 feet of fill above the culvert, is 175-feet long and is 15-feet wide. This project is located .5 mile north on Milroy Road from the intersection with SR 1004 (Allenwood, PA Quadrangle N: 5.21 inch, W: 1.53 inches) White Deer Township, **Union County**. This project proposes to impact 100 linear feet of unnamed tributary to the West Branch of the Susquehanna River, which is designated a Warm Water Fishery and does not propose to impact any wetlands.

Southwest Regional Office: Soils & Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E02-494. Encroachment. **The Lane Construction Company**, 1 Rutgers Road, Second Floor, Pittsburgh, PA 15205. To perform commercial sand and gravel dredging in select areas of the Allegheny River (WWF) within pool 2, 3, 4, 5, 7, and 8 and in the Ohio River (WWF) within the Dashield Pool and Montgomery Pool, subject to review of mussel surveys and prescribed set backs (Starting at Ambridge, PA Quadrangle N: 14.7 inches; W: 6.8 inches) in **Allegheny, Armstrong and Westmoreland Counties**. For a site-specific location of the dredging locations refer to attachments 1 (Allegheny County) and 2 (Armstrong County). Note this permit incorporates DEP Permit No. E03-174. Note the East Brady PA Quadrangle location is at Lock No. 9.

Attachment No. 1 Approved Dredging Areas Based on Mussel Survey Reviews

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Amendment Date</i>
Allegheny	Ohio	Dashields	7.0 to 7.7	Emsworth Borough	
				Neville Township	
				Kulbuck Township	
			8.8 to 9.5	Glenfield Borough	
				Neville Township	
			11.9 to 12.5	Edgeworth Borough	
				Sewickley Borough	
				Moon Township	
			13.8 to 15.38	Leetsdale Borough	
				Crescent Township	
	Allegheny	2	11.4 to 11.85	Oakmont Borough	
				O'Hara Township	
			12.27 to 12.6	Oakmont Borough	
				Harmar Township	
			15.0 to 17.0	Cheswick Borough	
				Springdale Borough	
				Plum Borough	
		3			

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>River Miles</i>	<i>Municipalities</i>	<i>Amendment Date</i>
			17.7 to 20.0	Plum Borough Springdale Township East Deer Township City of New Kensington (Westmoreland County) City of Arnold (Westmoreland County)	
			20.9 to 21.5	East Deer Township Tarentum Borough City of Arnold (Westmoreland County)	
		4	25.0 to 28.5	Harrison Township City of Lower Burrell (Westmoreland County) Allegheny Township (Westmoreland County)	

Attachment No. 2 Approved Dredging Areas Based on Mussel Survey Reviews.

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Amendment Date</i>
Armstrong	Allegheny	5	31.5 to 32.3	Gilpin Township South Buffalo Township		
			1,000 feet upstream of the most upstream point of Murphy's Island to 33.0 33.3 to 35.15	Gilpin Township South Buffalo Township		
		7	46.0 to 46.8	Gilpin Township South Buffalo Township Kittanning Borough East Franklin Township		
			47.0 to 49.0	Kittanning Borough Rayburn Township	Avoid right descending bank at River Mile 47.1 and 47.4, avoid left descending bank at River Mile 47.7 and 48.4.	
			49.7 to 52.4	East Franklin Township Rayburn Township Boggs Township Washington Township		

<i>County</i>	<i>River</i>	<i>Pool</i>	<i>Miles</i>	<i>Municipalities</i>	<i>Comments/ Restrictions</i>	<i>Amendment Date</i>
		8	53.3 to 54.6	Washington Township Boggs Township Pine Township		
			55.2 to 55.5	Washington Township Pine Township		
			56.4 to 58.0	Washington Township Madison Township		
			58.1 to 58.6	Madison Township Washington Township	Avoid right descending bank throughout.	

Note: "Avoid" as used in this description is defined as conducting no dredging in the rectangular area formed by the shore, near side of navigation channel and lines drawn 100 feet above and below the miles points specified in the comments/restrictions column intersecting the shore and near side of the navigation channel.

E26-279. Encroachment. **Fayette County Commissioners**, Court House, 61 East Main Street, Uniontown, PA 15401-1030. To replace and maintain the deck of Fayette County Bridge No. 162 across Mountain Creek (CWF) located on T-500 (Weaver Mill Roads) at a point approximately 350 feet south of its intersection with T-345 (Smithfield, PA Quadrangle N: 6.08 inches; W: 8.55 inches) in Georges Township, **Fayette County**. Emergency Permit EP2600205 was issued on December 11, 2000.

E03-392. Encroachment. **Pennsylvania Department of Transportation**, Engineering District 10-0, P. O. Box 429, Indiana, PA 15701-0429. To remove the existing bridge and to construct and maintain a prestressed concrete adjacent box beam bridge having a normal span of 76.5 feet and an underclearance of 11.0 feet over Plum Creek (TSF). The project is located on S. R. 2069 approximately 1,000 feet east of its intersection with S. R. 0210 (Elderton, PA Quadrangle N: 13.7 inches; W: 10.0 inches) in Plumcreek Township, **Armstrong County**.

Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

E10-323. Encroachment. **City of Butler**, 140 West North Street, Suite 208, Butler, PA 16001-5298. To remove the existing bridge and to construct and maintain a prestressed concrete spread box beam bridge having a clear span of 21.83 feet and an underclearance of 6.83 feet across Sullivan Run on Miller Street north of its intersection with West Penn Street (Butler, PA Quadrangle N: 20.95 inches; W: 4.3 inches) in the City of Butler, **Butler County**.

E24-214. Encroachment. **Jones Township**, P. O. Box 25, Wilcox, PA 15870. To remove the existing bridge and to construct and maintain a prestressed concrete spread box beam bridge having a clear span of 72.9 feet and an underclearance of 11 feet on a 76 degree skew across West Branch Clarion River on T-631 (Old Kane Road) west of S. R. 219 at the village of Wilcox (Wilcox, PA Quadrangle N: 14.4 inches; W: 8.8 inches) in Jones Township, **Elk County**.

E24-215. Encroachment. **PA Department of Conservation and Natural Resources**, Bureau of Forestry, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8451, Harrisburg, PA 17105-8451. To remove the bridge and to install and maintain a 22.3-foot long precast concrete box culvert having a 20-foot wide by 4-foot high waterway opening in a tributary to Dents Run (Bell Draft) and impacting a de minimis amount of adjoining wetlands on Dents Run Road approximately 4.5 miles west of S. R. 555 at Dents Run in Elk State Forest (Dents Run, PA Quadrangle N: 20.2 inches; W: 9.5 inches) in Benezette Township, **Elk County**.

E42-272. Encroachment. **City of Bradford**, 24 Kennedy Street, Bradford, PA 16701. To remove the existing bridge and to construct and maintain a prestressed concrete spread box beam bridge having two clear, normal spans of 37.25 feet and an underclearance of 9 feet across West Branch Tunungwant Creek on Barbour Street (Bradford, PA Quadrangle N: 14.7 inches; W: 4.1 inches) in the City of Bradford, **McKean County**.

DAM SAFETY

Applications received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1–693.27) and section 302 of the Flood Plain Management Act (32 P. S. §§ 679.302) and requests for certification under Section 401 of the Federal Water Pollution Control Act.

Central Office: Bureau of Waterways Engineering, 400 Market Street, 3rd Floor; P. O. Box 8554, Harrisburg, PA 17105-8554, (717) 787-8568.

D09-243. Street Road Industrial Park Dam. Mark Hankin & Hanmar Associates, MLP (P. O. Box 26767, Elkins Park, PA 19117). To modify, operate and maintain Street Road Industrial Park Dam across a tributary to Neshaminy Creek (WWF, MF), for the purpose of increasing the capacity of the existing basin to provide greater stormwater detention for existing and proposed conditions. (Hatboro, PA Quadrangle N: 14.8 inches; W: 11.9 inches) in Warminster Township, **Bucks County**.

ACTIONS

FINAL ACTIONS TAKEN UNDER THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

[National Pollution Discharge Elimination System Program (NPDES)]

DISCHARGE OF CONTROLLED INDUSTRIAL WASTE AND SEWERAGE WASTEWATER

Part I Permits)

The Department of Environmental Protection (Department) has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, Pa 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provide a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions under The Clean Streams Law (35 P.S. §§ 691.1—691.1001).

Permits Issued

Northeast Regional Office: Water Management Program Manager; 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

NPDES Permit No. PA-0064009. Industrial Waste. **ESSROC Cement Corporation** (Nazareth Plant 2), Route 248 & Easton Road, Nazareth, PA 18064, is authorized to discharge from a facility located in Nazareth Borough, **Northampton County** to unnamed tributary to East Branch Monocacy Creek.

NPDES Permit No. PA-0034088. Sewerage, **Oakwood Lake Associates**, 215 W. Church Road, Suite 106, King of Prussia, PA 19406, is authorized to discharge from a facility located in Tunkhannock Township, **Wyoming County** to Swale Brook.

Southcentral Regional Office: Regional Water Management Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

Permit No. PA0111601. Sewerage. **Christian Retreat Center Management Group, Inc.** R. R. 1, Box 13A, East Waterford, PA 17021 is authorized to discharge from a facility located in Lack Township, **Juniata County** to the receiving waters named Tuscarora Creek in Watershed 12-B (Tuscarora—Buffalo Creeks).

Permit No. 3186401 Amendment No. 1. Sewage **Spring Creek Joint Authority**, P.O. Box 373, Three

Springs, PA 17264. This permit approves modification to the construction of Sewage Treatment Facilities in Clay Township, **Huntingdon County**.

Permit No. 0685203 00-1. Sewage. **Joe Jurgielewicz & Son, Ltd.**, P.O. Box 257, Shartlesville, PA 19554. This permit approves modifications to the construction of land application facilities, impoundment and liner system, industrial waste treatment facilities and groundwater monitoring wells in Tilden Township, **Berks County**.

Permit No. 6700402. Sewage. **Northeastern York County Sewer Authority**, 175 Chestnut Street, P.O. Box 516, Mount Wolf, PA 17347. This permit approves the construction of sewers and appurtenances in East Manchester Township and Mount Wolf Borough, **York County**.

Southwest Regional Office: Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

NPDES Permit No. PA0205001. Industrial. **Indiana County Municipal Services Authority**, 827 Water Street, Indiana, PA 15701 is authorized to discharge from a facility located at West Lebanon Water Treatment Plant, Young Township, **Indiana County** to receiving waters named Wertz Coal Company Pond.

NPDES Permit No. PA0021628. Sewage. **Salisbury Borough**, P.O. Box 343, Salisbury, PA 15558 is authorized to discharge from a facility located at the Salisbury Borough Sewage Treatment Plant, Salisbury Borough, **Somerset County** to receiving waters named Casselman River.

NPDES Permit No. PA0036331. Sewage. **George and Marion Fleeher**, 18 Timbercrest Circle, Cecil, PA 15321 is authorized to discharge from a facility located at George and Marion Fleeher Sewage Treatment Plant, Cecil Township, **Washington County** to receiving waters named Unnamed Tributary of Millers Run.

NPDES Permit No. PA0090816. Sewage. **51 Park Properties**, 3101 Homestead-Duquesne Boulevard, West Mifflin, PA 15122 is authorized to discharge from a facility located at 51 Park Properties, STP, Forward Township, **Allegheny County** to receiving waters named Unnamed Tributary of Gillespie Run.

NPDES Permit No. PA0091171, Amendment No. 1. Sewage. **Economy Borough Municipal Authority**, 2860 Conway-Wallrose Road, Baden, PA 15005 is authorized to discharge from a facility located at Northview Estates WWTP, Economy Borough, **Beaver County** to receiving waters named an unnamed tributary of North Fork Big Sewickley Creek.

NPDES Permit No. PA0092827. Sewage. **All American Energy SW, Inc.**, 1851 North Road, McDonald, PA 15057 is authorized to discharge from a facility located at Oakdale Warehouse STP, North Fayette Township, **Allegheny County** to receiving waters named Drainage Swale to Fink Run.

NPDES Permit No. PA0098337. Sewage. **Connellsville Area School District**, 125 North Seventh Street, Connellsville, PA 15425 is authorized to discharge from a facility located at Springfield Township Elementary School, Springfield Township, **Fayette County** to receiving waters named unnamed tributary of Indian Creek.

Permit No. 0483202, Amendment No. 1. Industrial Waste. **Industrial Waste, Inc.**, P.O. Box 10086, Toledo, OH 43699-0086. Construction of a closed industrial waste

disposal facility located in Darlington Township, **Beaver County** to serve sulfur dioxide gas injection system, wastewater treatment plant.

Permit No. 0288438-A1. Sewerage. **Plum Borough Municipal Authority**, 4555 New Texas Road, Pittsburgh, PA 15239. Construction of Interceptor Sewer Extension located in Plum Borough, **Allegheny County** to serve Bodies Run Watershed.

Permit No. 6300402. Sewerage. **Arensberg Estates Homeowners Association**, Construction of a sewage treatment plant located in Cecil Township, **Washington County** to serve Arensberg Estates.

Permit No. 6500409. Sewerage. **Alexander D. Spiering**, 1611 Fourth Avenue, Arnold, PA 15068. Construction of Single Residence Sewage Treatment Plant located in Lower Burrell City, **Westmoreland County** to serve Alexander D. Spiering Residence.

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6942.

WQM Permit No. 2500419. Sewerage, **Timothy R. and Jackie L. Morian SRSTP**, 13151 Edison Street,

N. E., Alliance, OH 44601. Construction of Timothy R. and Jackie L. Morian SRSTP located in LeBoeuf Township, **Erie County**.

INDIVIDUAL PERMITS (PAS)

The following approvals for coverage under NPDES Individual Permit for Discharge of Stormwater from Construction Activities have been issued.

These actions of the Department of Environmental Protection (Department) may be appealed to the Environmental Hearing Board (Board), Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483, by any aggrieved person under the Environmental Hearing Board Act (35 P. S. § 7514); 2 Pa. C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Appeals must be filed with the Board within 30 days from the date of this issue of the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Department's regulations governing practice and procedure before the Board may be obtained from the Board.

INDIVIDUAL PERMITS (PAS)

The following NPDES Individual Permits for Discharges of Stormwater from Construction Activities have been issued.

Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.

NPDES Permit No.	Applicant Name and Address	County and Municipality	Receiving Stream or Body of Water
PAS10-G431	O'Neill Properties Group 1101 West DeKalb Pike Second Floor Wayne, PA 19087	East Whiteland Township Chester County	Little Valley Creek (EV)

Southcentral Regional Office: Section Chief, Water Management Program, Soils and Waterways Section, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, (717) 705-4707.

PAS-10-M107. Individual NPDES. **Strait Manufacturing & Welding, Inc.**, 56 Strait Lane, P. O. Box 370, Greencastle, PA 17225. To implement an erosion and sedimentation control plan for the construction of a new manufacturing plant and parking areas located along the east side of Molly Pitcher Highway (SR0011) at intersection of Myers Road (T-437) to receiving waters of Muddy Run (HQ/CWF) in Antrim Township, **Franklin County**.

PAS-10-H090. Individual NPDES. **Zamias Services, Inc.**, 300 Market Square, Johnstown, PA 15901. To implement an erosion and sedimentation control plan for demolition of a portion of the M. J. Mall and the construction of a new Wal-Mart and its associated parking lot to receiving waters named Letort Spring Run (EV) (Carlisle, PA Quadrangle N: 11.7 inches; W: 9.7 inches) in Carlisle Borough, **Cumberland County**.

Southwest Regional Office: Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4000.

NPDES Permit No.	Applicant Name and Address	County and Municipality	Receiving Stream
PAS106110	Kettler Brothers, Inv. t/d/b/a Hidden Valley Resort 9426 Stewartown Road Gaithersburg, MD 20879	Somerset County Jefferson Township	Crise Run, HQ-CWF Gross Run, HQ-CWF Jones Mill, EV Kooser Run, HQ-CWF
PAS103118	Dominion Transmission Corp. P. O. Box 2450 445 West Main Street Clarksburg, WV 26302-2450	Indiana County Green Township Montgomery Township	Hazlett Run (HQ-CWF) Howell's Run (CWF)

Northwest Regional Office: Regional Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6860.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS102701	Pennsylvania General Energy Corp. 208 Liberty Street Warren, PA 16365	Forest Kingsley & Jenks Townships	Salmon Creek Little Salmon Creek and Guiton Run (HQ)

INDIVIDUAL PERMITS**(PAR)****Notice of Intent (NOI) for Coverage under NPDES and/or Other General Permits**

The following parties have submitted (1) Notices of Intent (NOIs) for coverage under General NPDES Permits to discharge wastewater into the surface waters of this Commonwealth; (2) NOIs for coverage under General Permits for Beneficial Use of Sewage Sludge or Residential Septage by Land Application in Pennsylvania; or (3) Notifications for First Land Application of Sewage Sludge.

The EPA Region III Regional Administrator has waived the right to review or object to this permit action under the waiver provision: 40 CFR 123.24.

The application and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangement made for copying at the contact office noted.

*List of NPDES and/or
other General Permit Type*

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Single Residence Sewage Treatment Plant
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge By Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge By Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-9	General Permit for Beneficial Use of Residential Septage By Land Application to Agricultural Land, Forest or a Land Reclamation Site
PAG-10	General Permit for Discharge Resulting From Hydrostatic Testing of Tanks and Pipelines
PAG-11	(TO BE ANNOUNCED)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)

General Permit Type—PAG-2

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Concord Township Delaware County	PAR10-J116-1	Concord Crossing LLC P. O. Box 100, Chadds Ford, PA 19317	West Branch Chester Creek (TSF)	Department of Environmental Protection Suite 6010, Lee Park, 555 North Lane Conshohocken, PA 19428 (610) 832-6130
Lehigh County N. Whitehall Township	PAR10Q153	Oliver Schadt 5335 Linsay Lane Schnecksville, PA 18078	Mill Creek CWF, MF	Lehigh CD (610) 391-9583
East Dunmore Township	PAR10-O461	Glenn Fite 5 Shady Lane Quarryville, PA 17566	South Fork of Big Beaver Creek (WWF)	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
West Cocalico Township	PAR10-O476	Property Investing & Mgt. Inc. 2065 W. Main St. Ephrata, PA 17522	Cocalico Creek (HQ/WWF)	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Donegal Township	PAR10-O455	Sharon Hines 59 Leaf Park Lancaster, PA 17603	Little Chickies Creek (TSF)	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Warwick Township	PAR10-O463	Craig Hasson 952 Log Cabin Rd. Leola, PA 17540	UNT. Cocalico Creek (WWF)	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Ephrata Borough	PAR10-O468	Ephrata Community Hospital 169 Martin Ave. Ephrata, PA 17522	Cocalico Creek (WWF)	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Lititz Borough	PAR10-O467	Rev. Frank Shock 300 W. Lemon St. Lititz, PA 17543	Lititz Run (WWF)	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
East Lampeter Township	PAR10-O469	Dart Container Corp. 600 E. Main St. Leola, PA 17540	Conestoga River—WWF	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Warwick Township	PAR10-O473	Daine Haller 225 State Rt. 501S Newmanstown, PA 17073	Lititz Run—WWF	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
West Hempfield Township	PAR10-O474	Hess Home Builders	UNT Strickler Run WWF	Lancaster County CD 1383 Arcadia Rd., Rm. 6 Lancaster, PA 17601 (717) 299-5361
Greene Township	PAR10-M225	Frank & Mark Flohr 512 Nottingham Dr. Chambersburg, PA 17225	Conococheague Creek—CWF	Franklin County CD Admin. Annex 218 N. 2nd Street Chambersburg, PA 17201
Bonneauville Borough	PAR-10-0013	John Teel & Frank Gebhart P. O. Box 244 New Oxford, PA 17350 T/A New Oxford Enterprises	Chicken Run—WWF	Adams County CD 670 Old Harrisburg Road Ste. 201 Gettysburg, PA 17325
Broad Top Township	PAR10-0455	Broad Top Township 187 Municipal Road P. O Box 57 Defiance, PA 16633	Six Mile Run	Bedford County CD 702 W. Pitts St., Suite 4 Bedford, PA 15009
Swatara Township	PAR10-1253	Verdelli Farms, Inc. 7505 Grayson Rd. Harrisburg, PA 17111	Beaver Creek	Dauphin County CD 1451 Peters Mountain Rd. Dauphin, PA 17018
Blair Township	PAR10-0710	Jeff Long R. R. 1, Box 426 Tyrone, PA 16686	Blair Gap Run—CWF	Blair County CD 1407 Blair St. Hollidaysburg, PA 16648
Lower Mahonoy Township Northumberland County	PAR104940	Terry Schaffner Lower Mahonoy Township Municip. Auth. P. O. Box 235 Dalmatia, PA 17017	Susquehanna River and Dalmatia Creek	Northumberland County CD R. R. 3, Box 238C Sunbury, PA 17801 (570) 286-7114 Ext. 4

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Allegheny Township Potter County	PAR105506	Wending Creek Golf Club 1 N. Main St. Coudersport, PA 16915	Allegheny River	Potter County CD 107 Market St. Coudersport, PA 16915 (814) 274-8411
Beaver Township Snyder County	PAR105921	Beavertown Muni. Auth. P. O. Box 468 Beavertown, PA 17813	Kern Run	Snyder County CD 403 W. Market St. Middleburg, PA 17841 (570) 837-0085
Lawrence County Neshannock Township	PAR103743	YMCA Attn: Dan Harris Executive Dir. 20 West Washington Street New Castle, PA 16101	UNT to Neshannock Creek (TSF)	Lawrence Conservation Dist. Lawrence Co. Govt. Center 430 Court Street New Castle, PA 16101-3593 (724) 652-4512
Mercer County New Vernon, Mill Creek and Sandy Lake Townships	PAR104352	PA Dept. of Conservation & Natural Resources P. O. Box 387 Prospect, PA 16052	Sandy Creek	Mercer Conservation District 747 Greenville Road Mercer, PA 16137 (724) 662-2242

General Permit Type—PAG-3

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Lancaster County Lititz Borough	PAR233524	Pfizer, Inc. 400 West Lincoln Avenue Lititz, PA 17543	UNT to Lititz Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Berks County Tulpehocken Township	PAR603577	Bruce R. Moore Bruce R. Moore Auto Salvage 62 Camp Swatara Road Myerstown, PA 17067	Little Swatara Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Adams County Oxford Township	PAR203580	New Oxford Aluminum Company 1170 Lititz Avenue Lancaster, PA 17601	Little Conewago Creek	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Beaver County Economy Borough	PAR706121	Commercial Stone Co., Inc. 2200 Springfield Pike Connellsville, PA 15425	Big Sewickley Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Ridgway Borough Elk County	PAR208352	ARC Metals Corporation P. O. Box 372 Ridgway, PA 15853	Clarion River	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-4

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Bedford County Broad Top Township	PAG043669	Broad Top Township John & Betty Jenkins 187 Municipal Rd. P. O. Box 57 Defiance, PA 16633	Int. Trib. to Six Mile Run	DEP—Southcentral Region 909 Elmerton Avenue Harrisburg, PA 17110 (717) 705-4707
Westmoreland County Lower Burrell City	PAG046218	Alexander D. Spiering 1611 Fourth Avenue Arnold, PA 155068	UNT to Chartiers Run	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000
Waterford Township Erie County	PAG048367	Sherri A.K. & Steven M. McWilliams 1652 Cronin Road Waterford, PA 16441	Unnamed Tributary to Benson Run	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
Jefferson Township Butler County	PAG048351	Donald R. and Deborah J. Burk 108 Wonderly Drive Sarver, PA 16055-9270	Unnamed Tributary of Thorn Creek Run	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942
LeBoeuf Township Erie County	PAG048699	Timothy R. and Jackie L. Morian 13151 Edison Street, N. E. Alliance, OH 44601	Unnamed Tributary of French Creek Run	DEP Northwest Region Water Management 230 Chestnut Street Meadville, PA 16335-3481 (814) 332-6942

General Permit Type—PAG-5

<i>Facility Location County and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Stream, Body of Water or Site Name and Address</i>	<i>Contact Office and Telephone No.</i>
Kwik Fill M-103 2705 West Fourth Street Williamsport, PA 17701 City of Williamsport, Lycoming County	PAG054818	United Refining Company of PA P. O. Box 688 Warren, PA 16365	West Branch of the Susquehanna River	Northcentral Regional Office Environmental Cleanup 208 W. Third St. Suite 101 Williamsport, PA 17701-6448 (570) 321-6550
Westmoreland County City of Jeannette	PAG045153	Dreistadt Auto Service 9th Street & Magee Avenue Jeannette, PA 15675	Brush Creek to Turtle Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-7**Facility Location
County and
Municipality**Permit No.*
PAG079907*Applicant Name
and Address*
Synagro-WWT, Inc.
8201 Eastern Boulevard
Baltimore, MD 21224*Receiving Stream,
Body of Water
or Site Name
and Address**Contact Office and
Telephone No.*BWQP
RCSOB
400 Market Street
Harrisburg, PA 17105
(717) 787-8184*General Permit Type—PAG-10**Facility Location
County and
Municipality**Permit No.*
PAG103509*Applicant Name
and Address*
Gulf Oil Limited
Partnership
Mechanicsburg Gulf
Terminal
P. O. Box 9151
Chelsea, MA 02150*Receiving Stream,
Body of Water
or Site Name
and Address*Cedar Run
Watershed*Contact Office and
Telephone No.*DEP—Southcentral
Region
909 Elmerton Avenue
Harrisburg, PA 17110
(717) 705-4707**SEWAGE FACILITIES ACT PLAN APPROVAL****Plan Approval granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).***Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.*

Benton Township, Lackawanna County and Nicholson Township, Wyoming County. This Plan Revision addresses a change in the proposed wastewater treatment plant site, which was previously selected in the Official Sewage Facilities Plan Update approved by the Department on July 31, 1997. The proposed treatment plant will be located at a site approximately 500 feet south east of the Lake Sheridan outlet. The treated effluent will be discharged into an unnamed tributary of the South Branch of Tunkhannock Creek. There are no other substantial changes to the previously approved plan, which calls for construction of a wastewater collection and conveyance system to serve the communities around Lake Sheridan, Baylor's Pond and Lake Kewanee. The design capacity of the proposed treatment plant is 0.140 mgd.

The Department's review of this plan revision has not identified any significant environmental impacts resulting from this proposal. The Department approved the plan on December 5, 2000.

Regional Office: Water Management Program Manager, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Location: Taylorstown Area of Blaine Township and Buffalo Township, Washington County approximately 3 miles north of the intersection of S. R. 221 and Interstate 70.

Approval of an Official Sewage Facilities Plan Update of Blaine Township. The Plan proposes construction of a .030 mgd sewage treatment facility to be located 1/3 mile northwest of Taylorstown on S. R. 221. Discharge will be to Buffalo Creek, a high quality warm water fishery. The collection system consists of individual grinder pumps. The service area includes the Town of Taylorstown including Taylorstown Ridge Road, portions of Rural Valley Road northeast of Taylorstown, and S. R. 221 south to the

Blaine Township/Buffalo Township border. The service area also extends into Buffalo Township to serve the Blaine Buffalo Elementary School. The Department's review of the Sewage Facilities Plan Update has not identified any significant environmental impacts resulting from this proposal.

The Department's review of the sewage facilities update revision has not identified any significant impacts resulting from this proposal.

SAFE DRINKING WATER**Actions taken under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17).***Southeast Regional Office: Sanitarian Regional Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, (610) 832-6130.*

Permit No. 0900509. Public Water Supply. **Northampton Bucks County Municipal Authority**, 111 Township Road, Richboro, PA 18954. A permit has been issued to Northampton Bucks County Municipal Authority granting permission to install a chemical feeder to sequester the manganese in the water from existing well No. 6 in Northampton Township, **Bucks County**.

Type of Facility: Public Water Supply System, *Consulting Engineer:* Penoni Associates, Inc., 875 North Easton Road, Suite 10, Doylestown, PA 18901. *Permit to Construct Issued:* December 1, 2000.

Regional Office: Northcentral Field Operations, Environmental Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

Permit No. 1700502. The Department issued a construction permit to **Pennsylvania Department of Corrections**, Quehanna Motivational Boot Camp, P. O. Box 598, Camp Hill, PA 17001-0598, Karthaus Township, **Clearfield County**. This permit authorizes the construction of a raw water storage tank, a finished water storage tank, finished water pumping facilities, a section of pipe to provide additional chlorine contact time and a small amount of raw and finished water transmission line.

HAZARDOUS SITES CLEAN-UP**Under the Act of October 18, 1988****Proposed Consent Order and Agreement****Avtex Adjunct Mercury Sites, O'Polka Site****Woodcock Township, Crawford County**

Under Section 1113 of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (HSCA), the Department of Environmental Protection (Department) has agreed to a de minimis Consent Order and Agreement (Agreement) with the Heatrex, Inc., Frederick R. O'Polka and Gary Slezak (Settlers), concerning the resolution of their liability for the Avtex Adjunct Mercury, O'Polka Site (site). The site is located on a 75.5-acre parcel adjacent to Peters Road in Woodcock Township, Crawford County, PA.

Since 1995, mercury-containing wastes (wastes) were transported from the Avtex Fibers, Inc. facility in Vernon Township, Crawford County, PA for use as fill material to various locations. The site received wastes in conjunction with the construction of access roads used for timbering operations there. These wastes contaminated the environment at the site. Mercury in the wastes is defined in section 103 of HSCA (35 P. S. § 6020.103) as a "hazardous substance". The Department removed the wastes from the site for proper offsite disposal in April 2000, at a cost of approximately \$17,000. That response mitigated the threat to human health and the environment posed by the wastes.

As an owner during the time of the release and threatened release of hazardous substances at the site, each of the Settlers is a "responsible person" as defined in section 103 of HSCA (35 P. S. § 6020.103). Under the terms of the Agreement, Settlers shall pay the Department \$172.00 to resolve their liability at the site. The specific terms of this settlement are set forth in the Agreement between the Settlers and the Department. The Department will receive and consider comments relating to the Agreement for 60 days from the date of this Public Notice. The Department has the right to withdraw its consent to the Agreement if the comments concerning the Agreement disclose facts or considerations, which indicate that the Agreement is inappropriate, improper, or not in the public interest.

After the public comment period, the Department's settlement with the Settlers shall be effective upon the date that the Department notifies the Settlers, in writing, that this Agreement is final and effective in its present form, and that the Department has filed a response to significant written comments to the Agreement, or that no such comments were received.

The Agreement is available for inspection and copying at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing, to Hal Beavers, Project Manager, Department of Environmental Protection, Hazardous Sites Cleanup, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Hal Beavers at (814) 332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

Modification to Consent Orders and Agreements**Millcreek Dump Site****Millcreek Township, Erie County**

Under section 122 of the Federal Comprehensive Environmental Response, Compensation and Liability Act of 1980 (42 U.S.C.A. § 9622) and section 1113 of the Hazardous Sites Cleanup Act (35 P. S. § 6020.1113), the

Department of Environmental Protection (Department) has modified its 1995 and 1997 consent orders and agreements with Millcreek Township (Township) concerning the 84.5 acre Millcreek Dump Site (Site) in Erie County, PA.

From approximately 1970 until 1981, wastes containing hazardous substances were disposed at the Site. The 1995 and 1997 consent orders and agreements between the Department and the Township concerned the 4 acre parcel that the Township owns within the Site, and the 64.7 acre parcel that Conrail donated to the Township adjacent to the Site (Conrail property). Under these past agreements, the Township, among other things, paid the Department \$1,000 in response costs and provided permanent easements for the construction of the landfill cap and flood retention basin at the Township and Conrail parcels.

The original Record of Decision for the Site called for a standard landfill cap over the wastes at the Site. However, the Department and the United States Environmental Protection Agency agreed to modify this remedy to provide for a recreation area at the Site, along with protecting the public and environment from the wastes at the Site. Specifically, the remedy was modified to allow for the construction of a golf course, tennis courts, ball fields and hiking trails on top of the landfill cap. The construction of this recreation area began this past summer.

On December 14, 2000, the Department entered into a proposed Consent Order and Agreement with the Township that modifies and replaces the 1995 and 1997 consent orders and agreements. Under the December 14, 2000 Consent Order and Agreement, almost all of the parcels located within the Site will be donated to the Township, and the Township will maintain the recreation area for public use in perpetuity. Upon donation of the parcels to the Township, the Department will terminate the liens that exist on some of the parcels at the Site as a result of the Department's past financial inability to pay settlements with the Sitter Brothers and Mr. and Mrs. Joseph Malmi.

The Department will receive and consider comments on the December 14, 2000 Consent Order and Agreement for 60 days from the date of this Public Notice. The Department has the right to withdraw its consent if the comments disclose facts that indicate that the December 14, 2000 Consent Order and Agreement with the Township is inappropriate, improper, inadequate or not in the public interest. After the public comment period, the December 14, 2000 Consent Order and Agreement shall become final and shall replace the 1995 and 1997 consent orders and agreements upon the filing of the Department's response to significant written comments (if any) to the December 14, 2000 Consent Order and Agreement.

Copies of the December 14, 2000 Consent Order and Agreement between the Department and the Township are available for inspection at the Department's office at 230 Chestnut Street, Meadville, PA. Comments may be submitted, in writing, to Hal Beavers, Project Manager, Hazardous Sites Cleanup, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3481. Further information may be obtained by contacting Hal Beavers at (814) 332-6648. TDD users may contact the Department through the Pennsylvania Relay Service at (800) 645-5984.

**Proposed Settlement under the Hazardous Sites
Cleanup Act and the Comprehensive Environmental
Response, Compensation and Liability Act**

Hellertown Manufacturing NPL Site

Borough of Hellertown, Northampton County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1304) (HSCA), has entered into a proposed consent decree in *United States and the Commonwealth of Pennsylvania Department of Environmental Protection v. Federal Mogul, Inc. and Paikes Enterprises, Inc.*, Civil Action No. 00-4977 (E.D. PA). The proposed consent decree was lodged on October 3, 2000 with the United States District Court for the Eastern District of Pennsylvania. The consent decree resolves the claims of the Commonwealth of Pennsylvania against Federal Mogul, Inc. and Paikes Enterprises, Inc. under section 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act, as amended (CERCLA), 42 U.S.C.A. § 9607(a) and section 507 of the HSCA (35 P. S. § 6020.507), for reimbursement of response costs incurred by the Department of Environmental Protection (Department) in connection with the Hellertown Manufacturing Site located in Hellertown, Northampton County, PA. Under the terms of the consent decree, the Department would receive \$287,000 in costs incurred by the Department up to August 31, 1999 at the Site.

This notice is provided under section 1113 of HSCA (35 P. S. § 6020.1113) and 25 Pa. Code § 1021.120(d). The proposed consent decree is subject to final approval by the Department and the Court. The proposed consent decree containing the specific terms of the proposed settlement is available for public review and comment. The proposed consent decree can be examined from 8 a.m. to 4 p.m. at the Department's Northeast Regional Office at 2 Public Square, Wilkes-Barre, PA 18711-0790. Persons wishing to examine the proposed consent decree should contact Woodrow Cole at (570) 826-2511 or through the AT&T Relay Service at (800) 654-5984 (TDD). Under section 1113 of HSCA (35 P. S. § 6020.1113), a public comment period on the proposed consent decree will extend for 60 days from today's date. Persons may submit written comments regarding the proposed consent adjudication to the Department by March 1, 2001, by submitting them to Woodrow Cole at the above address.

**LAND RECYCLING AND
ENVIRONMENTAL REMEDIATION**

Under Act 2, 1995

Preamble 2

**The following final reports were submitted under
the Land Recycling and Environmental Remediation
Standards Act (35 P. S. §§ 6026.101—6026.908).**

Provisions of Chapter 3 of the Land Recycling and Remediation Standards Act (act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of submission of final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description

of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, contact the Environmental Cleanup Program Manager in the Department Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following final report:

Southeast Regional Office: Environmental Cleanup Program Manager; Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.

John Quirk Residence, Bristol Township, Bucks County. Brian Holtzhafer, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, has submitted a Final Report concerning remediation of site soil contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

Champion Development Corp., Whitaker Ave., City of Philadelphia, Philadelphia County. Brian Holtzhafer, Hydrocon Services, Inc., 2945 South Pike Avenue, Allentown, PA 18103, has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

Young Residence, West Fallowfield Township, Chester County. Thomas M. Hippensteal, P. G., Mid-Atlantic Associates, P. A., P. O. Box 1128, North Wales, PA 19477, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with BTEX and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

Meadows at Skippack, Skippack Township, Montgomery County. Mark J. Irani, P. G., RT Environmental Services, Inc., 215 W. Church Road, King of Prussia, PA 19406, has submitted a Final Report concerning remediation of site soil contaminated with lead, heavy metals and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

Fred and Ann Marcantonio Residence, Phoenixville Borough, Chester County. David R. Crowther, Hydrocon Services, Inc., 2945 S. Pike Avenue, Allentown, PA 18103, has submitted a Final Report concerning remediation of site groundwater contaminated with BTEX and polycyclic aromatic hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

Metroplex Corporate Center (8068-Groundwater), Plymouth Township, Montgomery County. J. Anthony Sauder, P. G., P. E., Pennoni Associates, Inc., 3001 Market Street, Suite 200, Philadelphia, PA 19104-2897, has submitted a Final Report concerning remediation of site groundwater contaminated with asbestos. The report is intended to document remediation of the site to meet the Statewide health standard.

Emilee Atlee Residence, Haverford Township, Delaware County. Donald G. Puglio, P. G., Environmental

Products & Services, Inc., P. O. Box 501, Carnegie, PA 15106, has submitted a Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide health standard.

Northeast Regional Field Office: Joseph A. Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

PPL—Distribution Pole #57424N46306 (Roche Street), City of Scranton, **Lackawanna County**. PPL Generation LLC, Environmental Management Division, 2 North Ninth Street, Allentown, PA, 18101 has submitted a Final Report concerning the remediation of site soils found or suspected to have been contaminated with polychlorinated biphenyls (PCBs). The report was submitted to document remediation of the site to meet the Statewide health standard.

Northwest Regional Office: Craig Lobins, Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.

The Nissan Store, 930 Peach St., Summit Township, Waterford, PA 16441, formerly known as the Gartner Harf site, and Samuel S. Harrison, of Harrison Hydrosiences, Main Street. Professional Building, Box 908, Saegertown, PA 16433, has submitted an Environmental Assessment Work Plan Report concerning the remediation of groundwater. The site has been found to be contaminated with PHCs. The applicant proposes to remediate the site to meet the Statewide health standard in a Special Industrial Area.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

Under Act 2, 1995

Preamble 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.908) and Chapter 250 Administration of Land Recycling Program.

Provisions of 25 Pa. Code § 250.8 Administration of Land Recycling Program requires the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the Land Recycling and Environmental Remediation Standards Act (act). Plans and reports required by provisions of the Act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report, and cleanup plan. A remedial investigation report includes conclusions from the site investigation, concentration of regulated substances in environmental media, benefits of reuse of the property, and in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. A cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresiden-

tial exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the Environmental Cleanup Program Manager in the Department's Regional Office under which the notice of the plan or report appears. If information concerning a plan or report is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has acted upon the following plans and reports.

Northeast Regional Field Office: Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

PPL Utilities—Former Penn Fuel Gas Manufactured Gas Plant (Jim Thorpe site), Mahoning Township, **Carbon County**. ThermoRetec Consulting Corporation, 3040 William Pitt Way, Pittsburgh, PA 15238 submitted a Remedial Investigation Report (on behalf of their client, PPL Utilities, Two North Ninth Street (GENTW8), Allentown, PA 18101-1179) concerning the characterization of site soils and groundwater, and adjacent surface water and sediments, found or suspected to have been contaminated with metals, phenolic compounds, cyanide, polycyclic aromatic hydrocarbons, and BTEX (benzene, toluene, ethylbenzene, and xylene) compounds. The report was submitted in partial fulfillment of a combination of the Statewide health and site-specific standards, and was approved on December 11, 2000.

ICI Explosives USA Inc.—Wakefield Property, Walker Township, **Schuylkill County**. URS Greiner Woodward Clyde, 1400 Union Meeting Road, Suite 202, Blue Bell, PA 19422-1920 and RBR Consulting, Inc., 650 Shady Drive, Beaver Falls, PA 15010 submitted a Remedial Investigation Report (on behalf of their client, ICI Explosives USA Inc., Tamaqua, PA) concerning the characterization of site soils and groundwater, and adjacent surface water and sediments, found or suspected to have been contaminated with lead and other metals, polycyclic aromatic hydrocarbons, polychlorinated biphenyls, and volatile organic compounds. The report was submitted in partial fulfillment of a combination of the Statewide health and site-specific standards, and was approved on November 10, 1999.

OPERATING PERMITS

Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F and/or G (relating to operating permit requirements).

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

04-00113: Darlington Brick and Clay Products Co. (602 Morris Street, P. O. Box 346, Darlington, PA 16115) on December 12, 2000, for operation of Face Brick Manufacturing at Darlington Plant in Darlington Township, **Beaver County**.

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

61-00016: Calumet Lubricants Co., L. P. (2 Main Street, Rouseville, PA 16334) for a Title V Operating Permit on December 12, 2000, for their facility in Rouseville Borough, **Venango County**.

Administrative Operating Permit Amendments Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450 (relating to administrative operating permit amendments).

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

16-00002: RFI Energy Inc. (State Route 3014, Clarion, PA 16214) on December 13, 2000, for Natural Minor Operating Permit to include conditions from Plan Approval No. 16-002A, regulating the operation of a coal-processing unit in Toby Township, **Clarion County**

Minor Operating Permit Minor Modifications Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

36-05013: Lancaster County Solid Waste Management Authority (1299 Harrisburg Pike, Lancaster, PA 17604) on December 7, 2000, to modify requirements for the blower discharge pressure associated with the Furnace Dry Lime Injection System of the Lancaster County Resource Recovery Facility in Conoy Township, **Lancaster County**.

PLAN APPROVALS

Plan Approvals Issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B (relating to plan approval requirements).

Northeast Regional Office: Air Quality Program, Two Public Square, Wilkes-Barre, PA 17811-0790, (570) 826-2531.

40-310-045: Brdaric Excavating, Inc. (230 Bunkerhill Road, Wyoming, PA 18644) on December 15, 2000, for construction of a crushing plant and associated air cleaning device in Kingston Township, **Luzerne County**.

35-399-034: Sewer Authority of the City of Scranton (307 North Washington Avenue, Scranton, PA 18503) on December 18, 2000, for installation of an air cleaning device in Scranton, **Lackawanna County**.

Southcentral Regional Office: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4702.

05-05002A: Hedstrom Corp. (P. O. Box 432, Bedford, PA 15522-0432) on December 12, 2000, for modification of the tube mill frame spray operation controlled by Venturi Scrubbers at the Bedford Plant in Bedford Township, **Bedford County**.

06-05064A: Sunoco, Inc. (R&M) (Ten Penn Center, 1801 Market Street, Philadelphia, PA 19103-1699) on December 14, 2000, for replacement of a vapor control system associated with an existing gasoline loading rack at the Montello Terminal in Spring Township, **Berks County**. This source is subject to 40 CFR Part 63,

Subpart R—National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations).

07-03036: Forsht Concrete Products Co., Inc. (R. R. 4, Box 568, Altoona, PA 16601) on December 13, 2000, for construction of a human crematory controlled by an afterburner in Logan Township, **Blair County**.

Southwest Regional Office: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, (412) 442-4174.

04-707B: Quality Aggregates, Inc. (200 Neville Road, Pittsburgh, PA 15225) on December 11, 2000, for operation of a Barge Unloading Excavator at Colona Dock in Monaca Borough, **Beaver County**.

Northwest Regional Office: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, (814) 332-6940.

24-315-007A: Willamette Industries, Inc.—Johnsonburg Mill (100 Center Street, Johnsonburg, PA 15845) on December 14, 2000, for modifications to the lime kiln operations in Johnsonburg, **Elk County**.

Plan Approvals Extensions issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.13 (relating to extensions).

Northcentral Regional Office, Air Quality Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3637.

08-318-027: Mill's Pride-Pennsylvania (P. O. Box 158, Sayre, PA 18840) on December 1, 2000, for operation of a wood kitchen cabinet door manufacturing and finishing operation on a temporary basis until March 31, 2001, in Athens Township, **Bradford County**.

MINING

APPROVALS TO CONDUCT COAL AND NONCOAL ACTIVITIES

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to the applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

Coal Applications Issued:

56890108, Permit Revision, Godin Brothers, Inc. (136 Godin Drive, Boswell, PA 15531), for a land use change from woodland to unmanaged natural habitat on properties owned by Coal Junction Coal Company, Inc. and James Godin, Gladys Godin, and David Godin in Jenner Township, **Somerset County**, affecting 82.9 acres, receiving stream unnamed tributary to Quemahon-

ing Creek; and unnamed tributary to Hoffman Run, application received October 11, 2000, issued December 13, 2000.

32900106, Permit Revision, Mears Enterprises, Inc. (P. O. Box 157, Clymer, PA 15728), for a land use change from forestland to unmanaged natural habitat on the lands of Boyzy King and Albert Stiffler in Grant Township, **Indiana County**, affecting 260.0 acres, receiving stream unnamed tributaries to Little Mahoning Creek, application received October 10, 2000, issued December 13, 2000.

11000101, Bell Resources, Inc. (R. R. 2, Box 281, Curwensville, PA 16833), commencement, operation and restoration of a bituminous surface-auger mine in Reade Township, **Cambria County**, affecting 44.4 acres, receiving stream unnamed tributary to Muddy Run, application received March 27, 2000, permit issued December 13, 2000.

56870201, Permit Revision, J. R. Coal Sales, Inc. (311 Allegheny Street, Boswell, PA 15531) to change the land use from woodland to light industrial and unmanaged natural habitat in Boswell Borough, **Somerset County**, affecting 19.9 acres, receiving stream Quemahoning Creek, application received October 20, 2000, issued December 14, 2000.

Hawk Run District Office, P. O. Box 209, Off Empire Road, Hawk Run, PA 16840.

17000103, Moravian Run Reclamation Company, Inc. (605 Sheridan Drive, Clearfield, PA 16830), commencement, operation and restoration of a bituminous surface mine permit in Jordan Township, **Clearfield County**, affecting 78.2 acres. Receiving streams: Potts run and an unnamed tributary to Potts Run. Application received March 31, 2000. Permit issued December 8, 2000.

17990117, P & N Coal Co., Inc. (P. O. Box 332, Punxsutawney, PA 15767 (commencement, operation and restoration of a bituminous surface mine permit in Bell Township, **Clearfield County** affecting 65.3 acres. Receiving streams: non applicable for treatment facilities and sedimentation ponds. The permit requires the use of non-discharge alternative technology. Application received September 7, 1999. Permit issued December 11, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232.

33920101, Strishock Coal Company (220 Hillcrest Drive, DuBois, PA 15801) Revision to an existing bituminous strip operation to change the post-mining land use from pastureland/land occasionally cut for hay, cropland and forestland to industrial/commercial on the Rhoda Strishock property in Pine Creek Township, **Jefferson County** affecting 56.3 acres. Receiving streams: Four unnamed tributaries to Little Mill Creek and one unnamed tributary to Mill Creek. Application received: October 3, 2000. Permit issued: December 7, 2000.

33950109, Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767) Renewal of an existing bituminous strip and auger operation in Beaver Township, **Jefferson County** affecting 110.5 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributary of Tarkiln Run & Red Run. Application received: October 6, 2000. Permit issued: December 11, 2000.

McMurray District Office, 3913 Washington Road, McMurray, PA 15317.

17743702, Penfield Collieries, LLC (677 Baeten Road, Green Bay, Wisconsin 54304), to renew the permit

for the Stott #1 Coal Refuse Disposal Area in Huston Township, **Clearfield County**, to renew an existing coal refuse disposal facility permit, no additional discharges. Permit issued December 8, 2000.

17941301, Laurel Run Reclamation Co., Inc. (P. O. Box 372, Bigler, PA 16825-0372), to renew the permit for the Laurel Ridge Mine in Union Township, **Clearfield County**, to renew an existing deep mine permit, no additional discharges. Permit issued December 13, 2000.

30753712, RAG Emerald Resources, L. P. (P. O. Box 1020, Waynesburg, PA 15370), to renew the permit for the Emerald Mine #1, Coal Refuse Disposal Facility in Franklin Township, **Greene County**, to renew the existing coal refuse disposal permit, no additional discharges. Permit issued December 13, 2000.

03901304, TJS Mining, Inc. (R. R. 1, Box 260D, Shelocta, PA 15774), to renew the permit for the Darmac #3 Deep Mine in Plumcreek Township, **Armstrong County**, to renew the existing deep mine and NPDES permit, no additional discharges. Permit issued December 13, 2000.

Greensburg District Office, R. R. 2, Box 603-C, Greensburg, PA 15601.

Noncoal (Industrial Minerals) Permits Issued

26992001, Coolspring Mining, Inc. (P. O. Box 1328, Uniontown, PA 15401). Permit issued for commencement, operation and reclamation of a noncoal deep mining operation located in North Union and Dunbar Townships, **Fayette County**, affecting 410 acres. Receiving streams: not applicable. Application received: November 1, 1999. Permit issued: December 11, 2000.

Knox District Office, P. O. Box 669, Knox, PA 16232

Noncoal Permits Issued

37830309, Russell Minerals (Pennsylvania), Inc. (P. O. Box 510, Darlington, PA 16115) Revision to an existing sand and gravel operation to conduct mining activities within 100 feet of Beaver River to stabilize an existing surge opening between the Beaver River and the post-mining impoundment in Taylor Township, **Lawrence County**. Receiving streams: Beaver River and unnamed tributary to Beaver River. Application received: November 13, 2000. Permit issued: December 11, 2000.

Bureau of Deep Mine Safety

The Bureau of Deep Mine Safety (BDMS) has approved Rosebud Mining Company's request for a variance from the requirements of Section 242(c) of the Pennsylvania Bituminous Coal Mine Act at the Dutch Run Mine. This notification contains a summary of this request and the basis for the Department's approval. A complete copy of the variance request may be obtained from Allison Gaida by calling (724) 439-7469 or from the BDMS web site at <http://www.dep.state.pa.us/dep/deputate/minres/dms/dms.htm>.

Summary of the request: Rosebud Mining Company's requested a variance from Section 242(c) of the Pennsylvania Bituminous Coal Mine Act to allow for the common ventilation of belt conveyor entry with other entries at the Dutch Run Mine. The proposal accords protections to persons and property substantially equal to or greater than the requirements of Section 242(c).

The basis for the Bureau's approval is summarized as follows:

1. Dutch Run's plan provides for an advanced fire detection and control system consisting of CO monitors, thermal detectors and a fire suppression system.

2. Dutch Run's plan provides a separate intake escapeway that will be isolated from the belt conveyor entries. The isolated intake escapeway will be maintained at a higher ventilation pressure than the belt and common entries.

3. Dutch Run's plan provides for the belt and common entries to serve as an alternate intake escapeway.

4. There are significant health and safety benefits associated with allowing entries in common with the belt entry. Safer access is provided to workers performing repair and maintenance work in the belt entry. Improved visual safety inspections are facilitated by open crosscuts.

This approval is limited to a variance from the requirements in section 242(c) requiring that the belt entry is isolated from other entries. All other terms and requirements of section 242(c) shall remain in effect. This approval applies to all areas developed after May 20, 1998. Continued authorization for operation under the approval is contingent upon compliance with the measures described in Dutch Run's plan and the following conditions.

1. Operation, maintenance and calibration of the point CO (carbon monoxide) monitor system shall comply with the manufacturer's recommendation and DEP equipment approval number BOTE 1712-98.

2. At all times, Rosebud Mining Company shall comply with the requirements of the Mine Safety and Health Administration's (MSHA) approved Fire Fighting and Evacuation Plan.

3. Notification of DEP District Mine Inspector when the point CO monitor system has been installed.

ACTIONS TAKEN UNDER SECTION 401: FEDERAL WATER POLLUTION CONTROL ACT ENCROACHMENTS

The Department of Environmental Protection (Department) has taken the following actions on previously received Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval, and requests for Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Any person aggrieved by this action may appeal, under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, Pa 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Northeast Regional Office: Soils and Waterways Section, 2 Public Square, Wilkes-Barre, PA 18711-0790, (570) 826-2511.

E45-398. Encroachment. **Richard and Elizabeth Gandy**, 44 Coral Drive, Hazlet, NJ 07730. To place fill in a de minimis area of wetlands equal to 0.04 acre for the purpose of constructing a single-family dwelling. The project is located on Lot 41, Unit 2, Section 7 at Lake Naomi Estates, approximately 0.4 mile east of the intersection of Township Road T642 (Miller Drive) and Split Rock Lane (Pocono Pines, PA Quadrangle N: 20.1 inches; W: 9.8 inches) in Tobyhanna Township, **Monroe County**.

Northcentral Region: Water Management-soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, Pa 17701.

E08-364. Encroachment. **Pennsylvania Department of Transportation**, District 3-0, P.O. Box 218, 715 Jordan Avenue, Montoursville, PA 17754-0218. To remove the existing twin span 7 m wide per span R.C. T-beam bridge having normal openings of 5m wide each and a structure length of 17m with a curb width of 7.1m and a design underclearance of 1.8m and to construct and maintain a prestressed concrete spread box beam bridge with a 20.4m span and a normal opening of 14m by 1.85m over Bucks Creek on SR 4014, Section 015 (Sayre, PA Quadrangle N: 5.9 inches; W: 5.7 inches) in Ulster Township, **Bradford County**.

E12-120. Encroachment. **Allegheny Power Company**, Route 120, R. R. 5, St. Marys, PA 15857. To remove an existing utility line and to install, operate and maintain a single pole power transmission line across three wetlands within the West Branch—Hicks Run Watershed, Beldin Hollow Run and Portable Run. The installation of the power transmission line shall be completed when the waterways and wetlands are at seasonal low water elevations. No earthmoving activities, which includes but not limited to excavating and grating, shall be conducted in or along the regulated waters of the Commonwealth. The project is located along the southern right-of-way of SR 0120 approximately 1.3-miles south of SR 3001 and SR 0120 intersection (West Creek, PA Quadrangle N: 15.1 inches; W: 10.5 inches) in Shippen Township, **Cameron County**. This permit was issued under section 105.13(e) "Small Projects."

E17-342—Denied. Encroachment. **Thomas A. Lingle**, R. R. 1, Box 319, Clearfield, PA 16830. To operate and maintain a stream enclosure of an unnamed tributary to the West Branch, Susquehanna River for the purpose of residential lot improvements. The stream enclosure consists of a 36-inch diameter plastic culvert pipe that has a total length of 444-feet. The project does not impact wetlands while impacting 444-feet of waterway. The project is located off of Forest Drive approximately 700-feet west of Willow Drive (Clearfield, PA Quadrangle N: 5.2 inches; W: 11.8 inches) in Lawrence Township, **Clearfield County**.

E17-344—Denied. Encroachment. **W. Keith Garman**, 427 Forest Drive, Clearfield, PA 16830. To operate and maintain a stream enclosure of an unnamed tributary to the West Branch, Susquehanna River for the purpose of residential lot improvements. The stream enclosure consists of a 36-inch diameter plastic culvert pipe that has a total length of 444-feet. The project does not impact wetlands while impacting 444-feet of waterway. The project is located off of Forest Drive approximately 700-feet west of Willow Drive (Clearfield, PA Quadrangle N: 5.2 inches; W: 11.8 inches) in Lawrence Township, **Clearfield County**.

E17-345—Denied. Encroachment. **Kenneth J. Danver**, 425 Forest Drive, Clearfield, PA 16830. To operate and maintain a stream enclosure of an unnamed tributary to the West Branch, Susquehanna River for the purpose of residential lot improvements. The stream enclosure consists of a 36-inch diameter plastic culvert pipe that has a total length of 444-feet. The project does not impact wetlands while impacting 444-feet of waterway. The project is located off of Forest Drive approximately 700-feet west of Willow Drive (Clearfield, PA Quadrangle N: 5.2 inches; W: 11.8 inches) in Lawrence Township, **Clearfield County**.

E18-303. Encroachment. **Donald Shetler**, R. R. 1, Box 527B, Lock Haven, PA 17745. To maintain a steel beam wood deck bridge with concrete abutments approximately 24' long by 12' 6" wide with a waterway opening of 17' by 5' and to remove a gravel bar approximately 50' by 10' and to fill in an eroded bank with removed gravel and to construct and maintain approximately 50 feet of riprap stream bank protection. The project is located on the south side of Big Plum Road approximately 2,000' east of the intersection of Big Plum Road with Cider Press Road (Jersey Shore, PA Quadrangle N: 7.0 inches; W: 1.7 inches) in Dunnstable Township, **Clinton County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E19-242. Encroachment. **H. H. Knoebel and Sons Incorporated**, P. O. Box 137, Route 487, Elysburg, PA 17824. To construct and maintain an addition to the Caesar's Pizzeria building 30 feet × 36 feet in the floodway of South Branch Roaring Creek on the south side of Rt. 487 near the third foot bridge in Knoebels Amusement Park (Danville, PA Quadrangle N: 0.6 inch; W: 0.7 inch) in Ralpho Township, **Northumberland County**.

E41-472. Encroachment. **Thomas E. Wallace**, 212 Mill Hill Road, Cogan Station, PA 17728. To remove three structures, and to excavate 7-inches of soil beneath the 965 square foot structure, and to construct and maintain a 1913 square foot addition to the residence located 1,000 feet southwest of Perryville off Mill Hill Road in the floodway of Hoagland Run (Cogan Station, PA Quadrangle N: 12.5 inches; W: 14.0 inches) in Lycoming Township, **Lycoming County**. This permit was issued under section 105.13(e) "Small Projects."

E55-169. Encroachment. **Vince Inzerillo**, 311 S. Logan Boulevard, Burnham, PA 17009. To operate and maintain a floodway fill measuring 20 ft. × 400 ft × 2 ft. The fill is located in the floodway of Beaver Creek, .25 mile west of SR 235 on SR 522 (Beaver Springs, PA Quadrangle N: 22 inches; W: 12.7 inches) Spring Township, **Snyder County**. This permit was issued under section 105.13(e) "Small Projects."

Southwest Regional Office, Soils & Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

E30-193. Encroachment. **Pennsylvania Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a 1.0-foot depressed, 20.0-foot × 7.42-foot single cell concrete box culvert in Bulldog Run (WWF) for the purpose of improving transportation safety and roadway standards. This permit also authorizes the placement and maintenance of fill in a de minimis area of palustrine emergent wetland equal to 0.015 acre, the temporary placement and maintenance of fill in 0.01 acre of palustrine emergent wetlands and the construction and

maintenance of a temporary roadway crossing consisting of two 95-inch × 67-inch C.M. Plate Pipe Arch Culverts in Bulldog Run, an 18-inch and a 15-inch outfall pipes along Bulldog Run. The project is located on S. R. 3013, Section C00, Station 12 + 01.20 (Holbrook, PA Quadrangle N: 0.9 inch; W: 2.9 inches) in Wayne Township, **Greene County**.

E02-1313. Encroachment. **Rohrich Auto Group**, 2020 West Liberty Avenue, Pittsburgh, PA 15226. To place and maintain fill in approximately 0.1 acre of wetlands (PEM) adjacent to an unnamed tributary to Brush Creek (WWF) for the purpose of constructing a car dealership located on the south side of S. R. 0019, just south from the intersection of S. R. 0019 and Shenot Road (Mars, PA Quadrangle N: 4.3 inches; W: 10.8 inches) in Marshall Township, **Allegheny County**. The applicant proposes to pay into the Wetland Replacement Fund.

E11-287. Encroachment. To construct and maintain a 42.5-foot long, 15-foot wide, 6-inch thick paving slab in the bed of Bradley Run (CWF) located at the bottom of the existing abutments' footings of the bridge on S. R. 0053, Segment 0390, Offset 1332 for the purpose of scour protection. Streambed to be restored to existing elevations, by replacing a portion of the material that was removed during construction, on top of the installed slab (Ashville, PA Quadrangle N: 0.08 inch; W: 10.1 inches) in Gallitzin Township, **Cambria County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

E56-297. Encroachment. **Diana Basinger**, 2982 Jersey Hollow Road, Confluence, PA 15424. To remove the existing structure and to construct and maintain a bridge having a clear span of 13 feet and an underclearance of 4 feet in an unnamed tributary to Laurel Hill Creek (HQ-CWF) located on a private road at a point off of S. R. 3003 (Jersey Hollow Road) approximately 3,500 feet north of its intersection with S. R. 28. Also to remove 17 feet long by 10 feet wide gravel bar at the structures location (Confluence, PA Quadrangle N: 13.4 inches; W: 12.15 inches) in Lower Turkeyfoot Township, **Somerset County**. Emergency Permit No. EP5600202 was issued for this project on September 13, 2000. This permit was issued under section 105.13(e) "small projects." This permit also includes 401 Water Quality Certification.

E65-768. Encroachment. **Mt. Pleasant Area School District**, Administration Office, R. R. 4, Box 2222, Mt. Pleasant, PA 15666. To place and maintain fill in 0.26 acre of wetlands (PEM) for the purpose of constructing athletic fields behind the existing Mt. Pleasant Area School District's High School. To compensate for wetland loss, the permittee shall construct 0.26 acre of replacement wetlands. The project is located south of S. R. 981, approximately 1.5 miles north of its intersection with S. R. 819 (Mt. Pleasant, PA Quadrangle N: 9.25 inches; W: 3.4 inches) in Mt. Pleasant Township, **Westmoreland County**.

SPECIAL NOTICES

Notice of Planning Grant Awards under Section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act

The Department of Environmental Protection (Department) announces the following grants to counties under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P. S. § 4000.901) and section 208 of the Waste Tire Recycling Act/Small Business and Household Pollution Prevention Act (Act

190 of 1996). The awards listed here are based upon applications received by the Department in 2000.

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Sally Lohman, Chief, Waste Planning Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

Act 101, Section 901 Planning Grant

<i>Applicant</i>	<i>Project Description</i>	<i>Grant Award</i>
	<i>Northcentral Region</i>	
Cameron County	Plan Revision	\$31,680

[Pa.B. Doc. No. 00-2267. Filed for public inspection December 29, 2000, 9:00 a.m.]

Advisory Board/Committee Meeting Schedules for 2001

The following is a list of 2001 meetings of the advisory boards and committees associated with the Department of Environmental Protection (DEP). Notice of these meetings is being given in accordance with the Sunshine Act.

These schedules and an agenda for each meeting will be available through the Public Participation Center on the DEP's website at <http://www.dep.state.pa.us>.

Agricultural Advisory Board

The Agricultural Advisory Board meetings for 2001 will be held at 10 a.m. in the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA as listed:

February 21, 2001	Room 105
April 18, 2001	Room 105
June 20, 2001	14th Floor Conference Room
August 22, 2001	Room 105
October 17, 2001	Room 105
December 19, 2001	Room 105

Contact: Dean Auchenbach, Bureau of Water Quality Protection, P. O. Box 8465, Harrisburg, PA 17105-8465, (717) 772-5668, or e-mail Auchenbach.Dean@dep.state.pa.us.

Air Quality Technical Advisory Committee (AQTAC)

Following are the scheduled dates and locations of the Air Quality Technical Advisory Committee meetings. All meetings start at 9 a.m.

January 25, 2001	Harrisburg Area Community College (HACC) Wildwood Conference Center
March 22, 2001	Rachel Carson State Office Building Room 105
May 24, 2001	Rachel Carson State Office Building Room 105
July 26, 2001	Rachel Carson State Office Building Room 105
September 20, 2001	Rachel Carson State Office Building Room 105
November 15, 2001	Rachel Carson State Office Building Room 105

Contact: Terry L. Black, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-9495, or e-mail black.terry@dep.state.pa.us.

Bituminous Mine Safety Advisory Committee

The Pennsylvania Bituminous Mine Safety Advisory Committee meetings will be held at 10 a.m. in the Fayette County Health Center in Uniontown, on the following dates:

April 11, 2001
July 11, 2001
October 17, 2001

Contact: Allison Gaida, Bureau of Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401, (724) 439-7469, or e-mail Gaida.Allison@dep.state.pa.us.

Chesapeake Bay Advisory Committee to the State Conservation Commission

The Chesapeake Bay Advisory Committee to the State Conservation Commission meetings for 2001 will be held at 9 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, on the following dates:

March 1, 2001
June 7, 2001
September 6, 2001
December 6, 2001

Contact: Dean Auchenbach, Bureau of Water Quality Protection, P. O. Box 8465, Harrisburg, PA 17105-8465, (717) 772-5668 or e-mail Auchenbach.Dean@dep.state.pa.us.

Citizens Advisory Council

The Citizens Advisory Council meetings will be held in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meetings typically begin at 10:30 a.m. unless otherwise noted.

January 17, 2001	July 16, 2001
February 19, 2001	August—no meeting
March 19, 2001	September 17—possible regional meeting
April 16, 2001	October 15, 2001
*May 14, 2001	November 19, 2001
June 18, 2001	December—no meeting

* or May 17, 2001 — definite date to be announced at a later time

Contact: Stephanie Mioff, (717) 787-4527, or via e-mail at Mioff.Stephanie@dep.state.pa.us.

Cleanup Standards Scientific Advisory Board

The Cleanup Standards Scientific Advisory Board (CSSAB) announces its meeting schedule for the year 2001. Additional meetings may be scheduled to accommo-

date agenda items for the Committee. All meetings are expected to begin at 9:30 a.m. and will be held in the 14th Floor Conference Room at the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, as follows:

February 22, 2001
June 21, 2001
November 29, 2001

Contact: Marilyn Wooding, Bureau of Land Recycling and Waste Management, (717) 783- 7816 or e-mail Tom Fidler at Fidler.Tom@dep.state.pa.us.

Coastal Zone Advisory Committee

The Coastal Zone Advisory Committee will hold its annual meeting August 15, 2001, at 10 a.m. in the 12th Floor Conference Room of the Rachel Carson State Office Building.

Contact: E. James Tabor, Office for River Basin Cooperation, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 782-5626, or e-mail Tabor.James@dep.state.pa.us.

Environmental Justice Work Group

Environmental Justice Work Group meetings for 2001 are scheduled on the following dates:

January 11-12, 2001
February 9-11, 2001
April 26-27, 2001

Contact: Alisa Harris, Office of Chief Counsel, (717) 787-4449, or e-mail harris.alisa@dep.state.pa.us for times and locations.

Low-Level Waste Advisory Committee

The annual meeting of the Low-Level Radioactive Waste Advisory Committee (LLWAC) will be held on September 27, 2001, at 9 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Contact: Rich Janati, Bureau of Radiation Protection, (800) 232-2786 toll free, or (717) 787- 2163, or e-mail janati.rich@dep.state.pa.us.

Mine Subsidence Insurance Fund Board

The Mine Subsidence Insurance Fund Board meeting will be held at 10 a.m. in the Rachel Carson State Office Building, 400 Market Street, Harrisburg, on the following date:

December 18, 2001 10th Floor Conference Room

Contact: Lawrence Ruane, Mine Subsidence Insurance, RCSOB, 5th floor, 400 Market Street, Harrisburg, PA 17101, (717) 783-9586, or e-mail Ruane.Lawrence@dep.state.pa.us.

Mining and Reclamation Advisory Board

The Mining and Reclamation Advisory Board (MRAB) meetings will be held in the 16th floor Delaware Conference Room of the Rachel Carson State Office Building on the following dates. All meetings are expected to begin at 10 a.m. However, dates, times, and locations are subject to change and should be confirmed prior to the meeting.

Thursday, January 4, 2001
Thursday, April 26, 2001
Thursday, July 12, 2001
Thursday, October 25, 2001

Contact: Chris Shroyer, Mineral Resources Management, (717) 783-5338, or e-mail Shroyer.Christiana@dep.state.pa.us.

Nonpoint Source Liaison Work Group

The Nonpoint Source (NPS) Liaison Work Group will meet in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, on the following dates. The meetings will begin at 10 a.m. and conclude at 2:30 p.m.

June 5, 2001
October 23, 2001

Contact: Fran Koch, Bureau of Watershed Conservation, at (717) 783-2289, or e-mail Koch.Frances@dep.state.pa.us.

Oil and Gas Technical Advisory Board

The Oil and Gas Technical Advisory Board meetings will be held at 10 a.m. in the Rachel Carson State Office Building (RCSOB) on the following dates:

March 6, 2001	14th Floor Conference Room
October 23, 2001	10th Floor Conference Room

Contact: Joyce Williams, RCSOB, 5th floor, 400 Market Street, Harrisburg, PA 17101, (717) 772-2199, or e-mail Williams.Joyce@dep.state.pa.us.

Pennsylvania Association of Sewage Enforcement Officers (PASEO)/DEP Work Group

The PASEO/DEP Work Group meetings will be held at 10 a.m. at a location still to be determined in State College, PA, on the following dates:

May 1, 2001
October 23, 2001

Contact: John McHale, Bureau of Water Quality Protection, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 783-2290, or e-mail McHale.John@dep.state.pa.us.

Radiation Protection Advisory Committee

The Radiation Protection Advisory Committee (RPAC) announces its schedule of 2001 meetings. The meetings will be held at 9:30 a.m. in the Rachel Carson State Office Building, 400 Market Street, Harrisburg, as listed:

* February 1, 2001	Room 105
May 17, 2001	2nd Floor Training Room
October 4, 2001	Room 105
* February 8, 2001	14th Floor Conference Room
(snow day, if needed)	

Contact: Dr. William P. Kirk, Bureau of Radiation Protection, (717) 787-3720, or e-mail kirk.william@dep.state.pa.us.

Recycling Fund Advisory Committee

The Recycling Fund Advisory Committee will hold its annual meeting in Room 105 of the Rachel Carson State Office Building, Harrisburg, on the following date:

July 12, 2001

Contact: Dawn Heimbach or Gayle Leader, Bureau of Land Recycling and Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471, (717) 787-9871, or e-mail Heimbach.Dawn@dep.state.pa.us or Leader.Gayle@dep.state.pa.us.

Sewage Advisory Committee

The Sewage Advisory Committee (SAC) meetings will be held at 10:30 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, on the following dates:

March 21, 2001
November 7, 2001

Contact: Christine Sowers, Bureau of Water Quality Protection, P. O. Box 8465, Harrisburg, PA 17105-8465, (717) 783-2948, or e-mail Sowers.Christine@dep.state.pa.us.

Small Business Assistance Program Compliance Advisory Committee

Following are the scheduled dates of the Small Business Compliance Advisory Committee meetings for 2001. All meetings are to be held in the 14th Floor Conference Room in the Rachel Carson State Office Building from 10:30 a.m. to 12:30 p.m.

January 24, 2001
April 25, 2001
July 25, 2001
October 24, 2001

Contact: Ted Laubach, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA, (717) 772-2333, or e-mail Laubach.Ted@dep.state.pa.us.

Solid Waste Advisory Committee

The Solid Waste Advisory Committee (SWAC) meetings will be held the second Thursday of every other month. Additional meetings may be scheduled to accommodate agenda items for the Committee. All meetings are expected to begin at 10 a.m. and will be held at the following locations, on the following dates:

January 11, 2001	Room 105, Rachel Carson State Office Building Harrisburg
March 8, 2001	Room 105, Rachel Carson State Office Building Harrisburg
May 10, 2001	Room 105, Rachel Carson State Office Building Harrisburg
September 13-14, 2001	Location to be determined
November 8, 2001	Room 105, Rachel Carson State Office Building, Harrisburg

Contact: Dawn Heimbach or Gayle Leader, Bureau of Land Recycling and Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471, (717) 787-9871, or e-mail Heimbach.Dawn@dep.state.pa.us or Leader.Gayle@dep.state.pa.us.

State Board for Certification of Sewage Enforcement Officers

The State Board for Certification of Sewage Enforcement Officers has scheduled the following dates for regular board meetings. Both meetings begin at 9:30 a.m. in the Rachel Carson State Office Building:

Friday, May 11, 2001
Friday, September 21, 2001

Contact: Eartha Matthews at (717) 787-6045, or e-mail Matthews.Eartha@dep.state.pa.us.

State Board for Certification of Sewage Treatment Plant and Waterworks Operators

Notice is hereby given that the State Board for Certification of Sewage Treatment Plant and Waterworks Operators has tentatively chosen the following meeting dates for the year 2001:

February 21, 2001
June 27, 2001
September 12, 2001
December 19, 2001

Contact: Lynn Rice at (717) 787-5236, or e-mail Rice.Lynn@dep.state.pa.us for times and locations.

Storage Tank Advisory Committee

The Storage Tank Advisory Committee (STAC) meetings will be held in the 10th Floor Conference Room of the Rachel Carson State Office Building on the following dates. All meetings are expected to begin at 10 a.m. However, dates, times, and locations are subject to change and should be confirmed prior to each meeting.

March 6, 2001
June 5, 2001
October 2, 2001

Contact: Crystal L. Thompson, Bureau of Watershed Conservation, 1-800-42-TANKS (toll-free within Pennsylvania) or (717) 772-5829, or e-mail Thompson.Crystal@dep.state.pa.us.

Technical Advisory Committee on Diesel-Powered Equipment

The Technical Advisory Committee (TAC) on Diesel-Powered Equipment meetings will be held at 10 a.m. in the Fayette County Health Center in Uniontown, on the following dates:

January 17, 2001
April 18, 2001
July 18, 2001
October 24, 2001

Contact: Allison Gaida, Bureau of Deep Mine Safety, Fayette County Health Center, 100 New Salem Road, Room 167, Uniontown, PA 15401, (724) 439-7469, or e-mail Gaida.Allison@dep.state.pa.us.

Technical Assistance Center for Small Water Systems

The Small Water Systems Technical Assistance Center Board announces its schedule of 2001 meetings. The meetings will be held at 9:30 a.m. in the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, as listed:

January 25, 2001	Room 105
May 15, 2001	Room 105
July 31, 2001	Room 105
November 13, 2001	Room 105

Contact: Thomas Franklin, Bureau of Water Supply Management, (717) 787-0122, or e-mail Franklin.Thomas@dep.state.pa.us.

Water Resources Advisory Committee

The Water Resources Advisory Committee (WRAC) announces its schedule of 2001 meetings. All meetings will be held at 9:30 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

January 10, 2001
March 14, 2001
May 9, 2001
July 11, 2001
September 12, 2001
November 14, 2001

Contact: Carol Young, Bureau of Watershed Conservation, (717) 783-2952, or e-mail Young.Carol@dep.state.pa.us.

Wetlands Protection Advisory Committee

The Wetlands Protection Advisory Committee (WETPAC) will meet on the following dates. All meetings will begin at 10 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Thursday, February 15, 2001
 Thursday, May 3, 2001
 Thursday, August 23, 2001
 Thursday, November 1, 2001

Contact: Kelly Heffner, Bureau of Water Quality Protection, (717) 787-6827, or e-mail Heffner.Kelly@dep.state.pa.us.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact the individual listed for each board or committee, or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 00-2268. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Request for Bids

The Department of General Services, State Surplus is seeking bidders that are interested in purchasing a bridge in Lehigh County. The bridge is owned by the Dept. of Transportation located at Wannamakers, PA. The bridge is listed on the National Historic Register and is known as Henszey's Bridge that crosses over a stream known as the Ontelaunee Creek. The bridge was constructed in 1869 and is a pony truss type with bowstring design and constructed of wrought iron with a wooden deck. It measures 96' in length and is 17'2" wide. It has been closed to all traffic for over 10 years.

The successful bidder will be responsible for the removal of this bridge and to restore it to the specifications formulated by the PA Historical & Museum Commission. For more information or a bid packet, call (717) 787-4085 or write to the Department of General Services, State Surplus, Room G-12, 2221 Forster St., Harrisburg, PA 17125. You can also obtain a bid packet by visiting our web site at www.dgs.state.pa.us under State Surplus. Requests for bid packets must be made before the bid opening on January 16, 2001.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 00-2269. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF HEALTH

Health Policy Board Meetings

The Health Policy Board has set its calendar for the year 2001. The meeting dates are scheduled as follows:

March 7, 2001
 June 13, 2001
 September 12, 2001
 December 12, 2001

All meetings will begin at 10 a.m. in Room 812, Health and Welfare Building, 7th and Forster Streets, Harrisburg, PA.

These meetings are subject to cancellation without notice.

For additional information or for persons with a disability who desire to attend the meeting and require an auxiliary aid service or other accommodation to do so, should contact Joseph May at (717) 772-5298, V/TT (717) 783-6514 for speech and/or hearing impaired persons or the Pennsylvania AT&T Relay Services at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 00-2270. Filed for public inspection December 29, 2000, 9:00 a.m.]

WIC Vendor Advisory Workgroup Meeting

The Department of Health (Department), Supplemental Food Program for Women, Infants and Children (WIC Program), will hold a meeting of the WIC Vendor Advisory Workgroup on January 17, 2001, from 9 a.m. to 3 p.m. in Room 327 of the Health and Welfare Building, Commonwealth and Forster Streets, Harrisburg, PA 17120.

The purpose of the meeting is to solicit comments and recommendations for workgroup members regarding program operation and State regulations as they relate to the delivery of food benefits to WIC participants.

Members of the advisory workgroup have been appointed by the Secretary of Health. The meeting is open to the public. In order to ensure appropriate accommodations, the Department requests that persons other than appointed workgroup members wishing to attend the meeting advise the Department's WIC Program office by calling Linda Welsh at (717) 783-1289.

Persons with a disability who wish to attend the meeting and require an auxiliary aide service or other accommodation to do so, should contact Angel Geist at (717) 783-1289; V/TT: (717) 783-6514 for Speech and/or Hearing Impaired Persons or the Pennsylvania AT&T Relay Service at (800) 654-5984 [TT].

ROBERT S. ZIMMERMAN, Jr.,
Secretary

[Pa.B. Doc. No. 00-2271. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Maximum Pennsylvania Workers' Compensation Payable

Based upon the Statewide Average Weekly Wage, as determined by the Department of Labor and Industry for the fiscal year ending June 30, 2000, the maximum compensation payable under the Workers' Compensation Act, under Article 1, subsections 105.1 and 105.2, shall be \$644 per week for injuries occurring on and after January 1, 2001. For purposes of calculating the update to payments for medical treatment rendered on and after January 1, 2001, the percentage increase in the Statewide Average Weekly Wage is 5.3%.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 00-2272. Filed for public inspection December 29, 2000, 9:00 a.m.]

Minimum Combined Annual Payroll of State Workers' Fund Members

Under section 802(b)(5) of the Pennsylvania Workers' Compensation Act (77 P. S. § 1036.2(b)(5)), the Department of Labor and Industry, Bureau of Workers' Compensation hereby gives notice that the adjusted minimum combined annual payroll of fund members, multiplied by the rate utilized by the State Workers' Insurance Fund, for group self-insurance funds applying for the privilege of self-insurance on or after January 1, 2001, is \$600,000.

JOHNNY J. BUTLER,
Secretary

[Pa.B. Doc. No. 00-2273. Filed for public inspection December 29, 2000, 9:00 a.m.]

Range of Fees Charged by Utilization Review Organizations and Peer Review Organizations

Under 34 Pa. Code § 127.667(b) (relating to compensation policy) the Department of Labor and Industry, Bureau of Workers' Compensation hereby gives notice of the range of fees charged by Utilization Review Organizations (UROs) and Peer Review Organizations (PROs) for services performed under the Workers' Compensation Act during 1999.

JOHNNY J. BUTLER,
Secretary

<i>URO/PRO</i>	<i>Range of Fees</i>	
	<i>Min. \$</i>	<i>Max. \$</i>
Adams Chiropractic PC d/b/a A & A Reviews	\$595.00	\$595.00
A. E. Maxwell Associates	\$185.00	\$605.00
Action, INC.	\$146.25	\$597.91
Advanced Rehabilitation Management, Inc.	\$200.00	\$871.23

<i>URO/PRO</i>	<i>Range of Fees</i>	
	<i>Min. \$</i>	<i>Max. \$</i>
Atlantic Medical Review Co., Inc.	\$229.79	\$820.00
C.A.B. Medical Consultants	\$565.00	\$638.50
Caduceus Review, Inc.	\$220.93	\$855.22
Caduceus-Lex Medical Auditing, Inc.	\$22.40	\$646.49
CEC Associates, Inc.	\$130.48	\$713.17
CEC, Inc.	\$150.00	\$750.00
Chiro-Med Review Company	\$200.00	\$725.00
Consolidated Service Group, Inc. d/b/a Consolidated Rehabilitation Company	\$222.40	\$637.40
Corvel Coporation	\$141.36	\$1,034.91
Crawford Care Management Services c/o Crawford & Company	\$427.15	\$689.33
D & D Medical Review Services	\$169.98	\$790.90
Delaware Valley Peer Review Organization	\$136.00	\$857.55
Doctors Review Services, Inc.	\$125.00	\$825.00
Francine Tearpock-Martini & Associates, Inc.	\$241.12	\$600.00
Hajduk & Associates	\$222.40	\$1,153.21
Health Care Dimensions, Inc.	\$154.09	\$781.45
Healthsouth d/b/a Disability Management Associates	\$185.00	\$650.00
Hoover Rehabilitation Services, Inc.	\$228.78	\$951.32
II Opinion, Inc./VRS	\$199.75	\$1,123.75
IKOR, Inc.	\$272.66	\$1,076.30
IMX Medical Management Services, Inc.	\$119.50	\$711.58
Independent Medical Consultants, Inc.	\$150.00	\$600.00
Industrial Rehabilitation Associates c/o RJP Enterprises, Inc.	\$131.59	\$675.00
Kenneth Frank Enterprises	\$240.00	\$665.00
Keystone Peer Review Organization, Inc.	\$200.00	\$600.00
Laurel Rehabilitation Services, Inc.	\$168.64	\$700.00
LRC Disability Management Consultants	\$189.13	\$1,115.93
McCabe & Scarlata, Inc. t/d/b/a Options	\$100.00	\$750.00
Medical Evaluation Specialists	\$125.00	\$725.00
Medical Review Associates	\$225.00	\$675.00
Medical Service & Evaluation Company	\$195.00	\$750.00
Medimax, Inc.	\$175.00	\$794.25
Orland Corporation d/b/a WRS	\$125.36	\$798.39
Peer, Inc.	\$150.00	\$600.00
Peer Net, Inc.	\$372.37	\$683.58

<i>URO/PRO</i>	<i>Range of Fees</i>	
	<i>Min. \$</i>	<i>Max. \$</i>
Penn Executive Diagnostic Center, Inc.	\$50.00	\$850.00
Penn National Review, Inc.	\$250.00	\$750.00
Perspective Consulting, Inc.	\$150.00	\$550.00
Pittsburgh Medical Assessment	\$200.00	\$775.00
Polombo Consulting & Review	\$75.00	\$850.00
Professional Claims Management, Inc.	\$200.00	\$800.00
QRS Managed Care Services	\$150.00	\$2,000.00
Quality Assurance Reviews	\$200.00	\$750.00
Reasonable Insurance Consultations Evaluations	\$175.12	\$990.60
Rehabilitation Auditing & Placement Services	\$426.90	\$925.85
Rehabilitation Planning, Inc.	\$60.00	\$618.32
Rehabit, INC.	\$149.18	\$791.18
Resource Opportunities, Inc.	\$150.48	\$1,095.65
Solomon Associates, Inc.	\$200.00	\$700.00
T & G Reviews, Inc.	\$150.00	\$750.00
The PT Group	\$115.00	\$695.00
Tom Sawchaks, Inc. Action of Pennsylvania	\$200.00	\$760.00
Tri-State IME, Inc.	\$225.00	\$625.00
Tri-State Rehabilitation Group, Inc.	\$302.65	\$911.82
TxReviews, Inc.	\$227.05	\$760.64
U. S. Medical Review, Inc.	\$200.00	\$525.00
Unimed/United Medical Associates	\$225.00	\$1,090.00
Villanova Health Corporation	\$195.00	\$611.00
West Penn IME, Inc.	\$185.00	\$750.00
WMR Resources, Inc.	\$225.00	\$775.00
Workwell Physical Medicine, Inc.	\$78.00	\$985.10

<i>URO/PRO</i>	<i>Range of Fees</i>	
	<i>Min. \$</i>	<i>Max. \$</i>
Worldwide Auditing Services	\$175.00	\$617.40
Zabinski, Robert C., D.C.	\$150.00	\$850.00

[Pa.B. Doc. No. 00-2274. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Per Diem Rates Per Resident at Pennsylvania State Veterans' Homes

The following per diem rates for residents of Pennsylvania State Veterans' Homes are effective January 1, 2001 through December 31, 2001:

Hollidaysburg Veterans' Home:

Nursing Care	\$189.78
Personal Care	\$120.13

Pennsylvania Soldiers' and Sailors' Home:

Nursing Care	\$195.34
Personal Care	\$117.28

Southeastern Veterans' Center:

Nursing Care	\$195.81
Personal Care	\$116.86

Northeastern Veterans' Center:

Nursing Care	\$186.26
Personal Care	\$ 97.25

Southwestern Veterans' Center:

Nursing Care	\$193.83
Personal Care	\$120.23

MAJOR GENERAL WILLIAM B. LYNCH,
Adjutant General

[Pa.B. Doc. No. 00-2275. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Fee Increase for Selected Dental Services

The Department of Public Welfare announces that the fees for the following selected dental services are increased, effective with dates of service on and after January 1, 2001.

The General Appropriations Act of 2000 provided funds for an increase in fees for adult dental services, but did not specify which services should be increased or the amount of increase for any service. After consulting with dental providers and the Pennsylvania Dental Association, the Department has determined which services should be targeted for fee increases and the rates at which the fees should be established, as follows:

<i>Procedure Code</i>	<i>Description</i>	<i>Current Fee</i>	<i>Increased Fee Effective 1/1/2001</i>
D0120	periodic oral evaluation	\$17	\$20
D0150	comprehensive oral evaluation	15	20
D0210	intraoral—complete series (including bitewings)	32	45

<i>Procedure Code</i>	<i>Description</i>	<i>Current Fee</i>	<i>Increased Fee Effective 1/1/2001</i>
D0220	intraoral—periapical—first film	\$7	\$8
D0230	intraoral—periapical—each additional film	7	8
D0250	extraoral—first film	4	8
D0260	extraoral—each additional film	4	8
D0270	bitewing—single film	7	8
D0272	bitewings—two films	14	16
D0274	bitewings—four films	16	28
D0330	panoramic film	35	37
D1110	prophylaxis	30	34
D2131	amalgam—four or more surfaces, primary	34	60
D2161	amalgam—four or more surfaces, permanent	34	60
D2337	resin-based composite crown, anterior—permanent	60	145
D2380	resin-based composite—one surface, posterior—primary	20	45
D2381	resin-based composite—two surfaces, posterior—primary	27	55
D2382	resin-based composite—three or more surfaces, posterior— primary	34	60
D2385	resin-based composite—one surface, posterior—permanent	20	45
D2386	resin-based composite—two surfaces, posterior—permanent	27	55
D2387	resin-based composite—three or more surfaces, posterior— permanent	34	60
D2710	crown—resin, laboratory	90	150
D2721	crown—resin with predominantly base metal	147	200
D2751	crown—porcelain fused to predominantly base metal	170	300
D2791	crown—full cast predominantly base metal	170	300
D2910	recement inlay	5	25
D2920	recement crown	5	25
D2932	prefabricated resin crown	35	50
D2952	cast post and core in addition to crown	34	75
D2954	prefabricated post and core in addition to crown	34	75
D2980	crown repair	10	42
D3230	pupal therapy (resorbable filling)—anterior,primary tooth (excluding final restoration)	73	150
D3310	anterior (excluding final restoration)	90	180
D3320	bicuspid (excluding final restoration)	130	225
D3330	molar (excluding final restoration)	175	270
D5110	complete upper	220	320
D5120	complete lower	220	320
D5130	immediate upper	220	320
D5140	immediate lower	220	320
D5211	maxillary partial denture—resin base (including any conventional clasps, rests and teeth)	80	200
D5212	mandibular partial denture—resin base (including any conventional clasps, rests and teeth)	80	200
D5213	maxillary partial denture—cast metal framework with resin denture bases (including any conventional clasps, rests and teeth)	220	330
D5214	mandibular partial denture—cast metal framework with resin denture bases (including any conventional clasps, rests and teeth)	220	330

<i>Procedure Code</i>	<i>Description</i>	<i>Current Fee</i>	<i>Increased Fee Effective 1/1/2001</i>
D5410	adjust complete denture—maxillary	\$4	\$20
D5411	adjust complete denture—mandibular	4	20
D5421	adjust partial denture—maxillary	4	20
D5422	adjust partial denture—mandibular	4	20
D5510	repair broken complete denture base	29	50
D5520	replace missing or broken teeth—complete denture (each tooth)	29	45
D5610	repair resin denture base	29	50
D5620	repair cast framework	35	60
D5630	repair or replace broken clasp	35	60
D5640	replace broken teeth — per tooth	29	45
D5650	add tooth to existing partial denture	29	50
D5660	add clasp to existing partial denture	35	50
D5730	reline complete maxillary denture (chairside)	25	70
D5731	reline complete mandibular denture (chairside)	25	70
D5740	reline maxillary partial denture (chairside)	20	70
D5741	reline mandibular partial denture (chairside)	20	70
D5750	reline complete maxillary denture (laboratory)	50	100
D5751	reline complete mandibular denture (laboratory)	50	100
D5760	reline maxillary partial denture (laboratory)	40	100
D5761	reline mandibular partial denture (laboratory)	40	100
D6930	recement fixed partial denture	15	30
D6980	fixed partial denture repair	20	35
D7210	surgical removal of erupted tooth requiring elevation of mucoperitoseal flap and removal of bone and/or section of tooth	21	45
D7220	removal of impacted tooth—soft tissue	30	60
D7230	removal of impacted tooth—partially bony	75	120
D7240	removal of impacted tooth—completely bony	100	140
D9220	general anesthesia	70	210
D9241	intravenous sedation/analgesia	60	150
D9930	treatment of complications (post surgical)—unusual circumstances	4	15

In addition, participants of the Dental Summit held in May 1999, recommended the Department change its procedure coding system to the *Current Dental Terminology* to be consistent with other third party payors. In response to this recommendation, the Department is converting its procedure coding system from the *HCFA Common Procedure Coding System* (HCPCS) to the *Current Dental Terminology*, third edition, version 2000 (CDT-3/2000), effective January 1, 2001.

The fiscal note was prepared under provision of section 612 of the Administrative Code of 1929 (71 P. S. § 232).

Contact Person

A copy of this notice is available for review at local county assistance offices. Interested persons are invited to submit written comments to this Notice within 30 days of this publication. These comments should be sent to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Deputy Secretary's Office, Attention: Regulations Coordinator, Room 515 Health and Welfare

Building, Harrisburg, PA 17120. Any comments received will be considered for subsequent fee schedule updates.

Persons with a disability may use the AT&T Relay service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (Voice users). Persons who require another alternative should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-268. (1) General Fund;

	<i>MA- Outpatient</i>	<i>MA- Capitation</i>
(2) Implementing Year 2000-01 is	\$ 737,000	\$1,957,000
(3) 1st Succeeding Year 2001-02 is	\$1,879,000	\$3,834,000
2nd Succeeding Year 2002-03 is	\$1,762,000	\$3,964,000

	MA- Outpatient	MA- Capitation
3rd Succeeding Year 2003-04 is	\$1,762,000	\$3,964,000
4th Succeeding Year 2004-05 is	\$1,762,000	\$3,964,000
5th Succeeding Year 2005-06 is	\$1,762,000	\$3,964,000
	MA-Outpatient	MA-Capitation
(4) 1999-00 Program—	\$622,669,000	\$1,384,763,000
1998-99 Program—	\$695,935,000	\$1,026,075,000
1997-98 Program—	\$662,740,000	\$ 959,266,000

(7) MA-Outpatient and MA-Capitation; (8) recommends adoption. Funds are available in the department's budget to cover the cost increase caused by this proposed rate change.

[Pa.B. Doc. No. 00-2276. Filed for public inspection December 29, 2000, 9:00 a.m.]

Payments to Nursing Facilities

The purpose of this notice is to announce final payment rates based on case-mix index (CMI) adjustments only, for nursing facilities beginning October 1, 2000, in accordance with section 1902(a)(13)(A) of the Social Security Act (42 U.S.C.A. § 1902(a)(13)(A)), as amended by section 4711 of the Balanced Budget Act of 1997, Pub. L. No. 105-33, § 4711. An October 1, 2000, proposed rates notice was published at 30 Pa.B. 5200 (October 7, 2000) and provided for a 30-day comment period. The Department of Public Welfare (Department) did not receive any comments on the proposed October 1, 2000 rate notice.

Rates

The final October 1, 2000, rates are available through the Bulletin Board System (BBS) at (800) 833-5091, at the local County Assistance Offices throughout this Commonwealth, on the Office of Medical Assistance Programs' web site at www.dpw.state.pa.us/omap or by contacting Tom Jayson in the Policy Section of the Bureau of Long Term Care Programs at (717) 772-2525.

Methodology

The methodology that the Department used to set the final rates based on CMI adjustments is contained in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting) and the Commonwealth's approved Title XIX State Plan.

Justification

The justification for establishing the final rates is that the regulations at 55 Pa. Code Chapter 1187 and the Commonwealth's approved Title XIX State Plan require that rates be set on a quarterly basis.

Appeals

Nursing facilities may appeal their final rates under 55 Pa. Code § 1187.141(a)(7). Under 55 Pa. Code § 1187.141(c)(2), appeals must be filed within 30 days of the date of the Department's letter notifying the facility of its final rates. The filing of an appeal constitutes the exclusive way by which a nursing facility can present the Department with a demand that a final rate be modified, reversed, rescinded, or otherwise altered, or with a demand that the Department increase the amount of reimbursement paid to the facility under that rate.

The estimated increase in annual aggregate expenditures for Medical Assistance nursing facility services for FY 2000-2001 based on these final rates is \$7.927 million (\$3.673 million in State funds).

Interested persons are invited to submit written comments about the final rates to the Department within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Comments should be addressed to: Department of Public Welfare, Office of Medical Assistance Programs, Attention: Regulations Coordinator P. O. Box 2675, Harrisburg, PA 17105.

Persons with a disability may use the AT&T Relay Services by calling (800) 654- 5984 (TDD Users) or (800) 654-5988 (Voice Users). Persons who require another alternative should contact Thomas Vracarich in the Office of Legal Counsel at (717) 783-2209.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-267. (1) General Fund; (2) Implementing Year 2000-01 is \$3.673 million; (3) 1st Succeeding Year 2001-02 is \$4.007 million; 2nd Succeeding Year 2002-03 is \$4.007 million; 3rd Succeeding Year 2003-04 is \$4.007 million; 4th Succeeding Year 2004-05 is \$4.007 million; 5th Succeeding Year 2005-06 is \$4.007 million; (4) 1999-00 Program—\$693.625 million; 1998-99 Program—\$721.631 million; 1997-98 Program—\$617.252 million; (7) Medical Assistance Long Term Care; (8) recommends adoption. Funds are available in the department's budget to cover the cost increase caused by this proposed rate change.

[Pa.B. Doc. No. 00-2277. Filed for public inspection December 29, 2000, 9:00 a.m.]

Prior Authorization Requirement for Therapeutic Staff Support Services

On November 11, 2000, the Department of Public Welfare published a notice of its intent to add Therapeutic Staff Support (TSS) services to the list of services requiring prior authorization under the Medical Assistance Program (30 Pa.B. 5891). At that time, the Department proposed to adopt this requirement effective with dates of service beginning February 1, 2001, and invited public comment for up to 30 days.

The purpose of this notice is to announce that, in response to comments received, the Department has revised the effective date of adoption of the prior authorization requirement for TSS services to March 1, 2001. The revised effective date will allow sufficient time to receive and evaluate comments to the original notice and amend procedures, as appropriate, based on comments received.

Fiscal Impact

The fiscal note was prepared under provision of section 612 of The Administrative Code of 1929 (71 P. S. § 232).

Contact Person

A copy of this notice is available for review at local county assistance offices.

FEATHER O. HOUSTOUN,
Secretary

Fiscal Note: 14-NOT-266. No fiscal impact; (8) recommends adoption. This regulation is expected to result in

savings to the Commonwealth. The delay in the effective date of the regulation will reduce the amount of savings.

[Pa.B. Doc. No. 00-2278. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF REVENUE

Cigarette Tax Notice

Under section 227-A of the Fiscal Code (72 P. S. 227-A) (relating to administration powers and duties), the Department of Revenue (Department) hereby announces the lowest cost of the stamping agent, wholesaler and retailer, respectively, effective December 18, 2000, as follows:

	<i>Premium Brands</i>	<i>Generic Brands</i>
<i>(a.k.a. Kings & Regulars)</i>		
Cost of the Stamping Agent (for sales to wholesalers)	\$27.64	\$24.94
Cost of the Wholesaler (for sales to retailers)	\$28.75	\$25.94
Cost of the Retailer (for sales to retail customers)	\$30.48	\$27.50

The Department considers these costs as presumptive minimum costs. Cigarette stamping agents, wholesalers and retailers are prohibited from selling cigarettes at a price lower than their respective presumptive minimum costs. These costs are listed on a per carton basis, 10 packs of cigarettes per carton, 20 cigarettes per pack. To determine the presumptive minimum price per pack of cigarettes, one should divide the costs listed above by ten and round to the nearest hundredth of a percent. For example, the presumptive minimum price of a pack of cigarettes sold by a retailer to a consumer is \$3.05 for premium brands (\$30.48/10), \$2.75 for generic brands (\$27.50/10).

Cigarette dealers who either sell cigarettes under a different packaging setup (such as, eight packs per carton) or sell cigarettes that do not qualify as premium or generic brands (such as, sub-generic, foreign or specialty cigarettes) as described above are prohibited from selling

cigarettes at a price lower than the cost of the stamping agent, cost of the wholesaler, or cost of the retailer, respectively, as further defined and explained in the Department's cigarette tax regulations, 61 Pa. Code, Article III.

Cigarette dealers wishing to prove a cost different from the Department's presumptive costs stated above must follow the procedures listed under 61 Pa. Code, Chapter 76 (relating to Unfair Sales of Cigarettes).

LARRY P. WILLIAMS,
Acting Secretary

[Pa.B. Doc. No. 00-2279. Filed for public inspection December 29, 2000, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Application for Lease of Right-of-Way

Notice is hereby given that pursuant to 67 Pa. Code § 495.4(d), an application to lease highway right-of-way has been made to the Department of Transportation by George L. Wilson and Company, Inc. of 220 East General Robinson Street, Pittsburgh, Pennsylvania 15212 seeking to lease highway right-of-way located beneath Ramp 'A', west of Anderson Street, in the Twenty-Second Ward, City of Pittsburgh, Allegheny County containing 9,512± square feet, adjacent to S. R. 0279 (L. R. 1021, Section 01B) for purposes of storing non-combustible materials. Interested persons are invited to submit, within thirty (30) days from the publication of this notice in the *Pennsylvania Bulletin*, written comments, suggestions and/or objections regarding the approval of this application to Raymond S. Hack, P.E., District Engineer, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, Pennsylvania 15017.

Questions regarding this application or the proposed use may be directed to: Michael Sudar; District Property Manager; 45 Thoms Run Road, Bridgeville, PA 15017; (412) 429-4830.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-2280. Filed for public inspection December 29, 2000, 9:00 a.m.]

Finding

Bradford County

Pursuant to the provisions of 71 P. S. Section 2002(b), the Secretary of Transportation makes the following written finding:

The Department of Transportation plans to demolish and remove a bridge over Towanda Creek, locally known as the Masontown Bridge, from State Route 3006, Section 006 in Monroe Township, Bradford County. The project does not consist of the construction of a new bridge.

The proposed project will have an adverse effect on the bridge, which has been determined eligible for the National Register of Historic Places. There is no feasible and prudent alternative to the removal of the historic bridge. Minimization of impact will be addressed through the following: completion of a bridge form and submittal to the PASHPO for permanent curation, preparation of a pamphlet documenting the history and engineering of the Masontown Truss for distribution to the public, and by sensitively removing, cleaning, repainting, and resetting the existing bridge plaque in the vicinity of the existing crossing.

No adverse environmental effect is likely to result from the removal of this bridge.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-2281. Filed for public inspection December 29, 2000, 9:00 a.m.]

Messenger Services

The Department of Transportation (Department), acting through its Office of Driver and Vehicle Program Services, intends to expand its existing program of decentralized online vehicle titling and registration services to permit additional applications of interested and qualified service providers. During this open-ended period, the Department will accept letters of interest from potential providers to perform online vehicle transactions for wholesale (intermediate) customers at no cost to the Department.

The authority for this expanded program can be found in Act 166 of 1992 (P.L. 166, No. 1250) (found in the Appendix to the Vehicle Code, 75 Pa.C.S., at pages 15 and 16). The Department's ability to expand its decentralized online vehicle titling and registration services program is limited by the availability of Departmental resources. Initially, on January 17, 2001, the Department will select up to one letter of interest received from a qualified applicant no later than 4 p.m. January 12, 2001. Other qualified applicants will be placed on a list according to the date their letter of interest is received by the Department. Additional qualified applicants will be selected according to the date of receipt of the application to participate in the program as permitted by available Department resources.

To be eligible for participation in this program, an applicant at the time of application must have continuous motor vehicle business experience for at least 6 months. The Department will not consider any applicant previously sanctioned by the Department for any violation of statute or regulation within that 6-month period.

Interested service providers may obtain a copy of the letter of interest procedures and program requirements

by contracting the Program Administrator for Decentralized Services at the address and phone number listed at the end of this notice. Completed letters of interest shall be mailed to the same address: Driver and vehicle Program Services, Attn: Program Administrator-Partnering Division, 1101 South Front Street, 4th Floor, Riverfront Office Center, Harrisburg, PA 17104, (717) 787-0489.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-2282. Filed for public inspection December 29, 2000, 9:00 a.m.]

Retention of Engineering Firms

Allegheny County

Project Reference No. 08430AG2649

The Department will retain an engineering firm to provide preliminary engineering, final design, and construction consultation services on S.R. 0019, Section A13, Wexford Flats Project, Allegheny County.

This project is to widen and resurface the existing 2.25-mile corridor of S.R. 0019 Section A13, known as Wexford Flats, located in McCandless and Pine Townships, Allegheny County. The project will include widening the roadway at key intersections to provide left turn standby lanes and also restrict left turning movements throughout the corridor except at key intersections. The estimated construction cost is approximately \$4 million.

The Department will consider the following factors, listed in the order of importance, during the evaluation of the firms submitting letters of interest:

1. Past record of performance with respect to cost control, work quality, ability to meet schedules, and previous experience on similar projects.
2. Specialized experience and technical competence of firm.
3. Experience and abilities of key personnel (i.e., project manager, etc.) that will be assigned to the project.
4. Subconsultants (if any) assigned to this project.
5. Special requirements of the project: firm's experience in highway design and maintenance and protection of traffic on similar type of projects.
6. Available staffing for this assignment and ability to meet the Department's needs.
7. Location of consultant in respect to the District/project.

The firm selected may be required to perform a variety of services including, but not limited to the following: project administration; field surveys; utility coordination; preliminary right-of-way investigation; safety reviews; pavement design/analysis; preliminary line, grade and typical section development; preliminary traffic control, signal design, pavement design and Design Field View actions.

Final design activities may include, but not limited to: drainage design; right-of-way plans; traffic control plans; signing and pavement marking plans; signal design plan; and preparation of a Plans, Specification and Estimates (PS&E) package. Agency and public involvement activities may also be required.

The design of this project will be developed in English units.

The goal for Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be fifteen percent (15%) of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

This project reference assignment is considered complex. The letter of interest shall be limited to a maximum of five (5) pages (8 1/2" × 11", one sided), including any transmittal sheets, plus an organizational chart (up to 11" × 17" size) and additional resumes, if applicable. Any number and/or page size beyond these maximums will not be reviewed by the Department. See the General Requirements and Information Section for additional Letter of Interest conditions.

The Letter of Interest submission shall be sent to:

Mr. Raymond S. Hack, P.E., District Engineer
Engineering District 11-0
45 Thoms Run Road
Bridgeville, PA 15017
Attention: Shaun E. Werner, Project Manager

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the tenth (10th) day following the date of this Notice.

The District will announce the firms that have been shortlisted at an open public meeting to be held at Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017. All candidates that have submitted a letter of interest will be notified of the date. Please specify a contact person in the Letter-of-Interest.

Any technical questions concerning the requirements for this project should be directed to Shaun E. Werner, phone number (412) 429-4860, fax number (412) 429-4891.

Statewide Project Reference Number 08430AG2650

The Department will retain an engineering firm for an Open-End Contract for waste management, pollution prevention and environmental health and safety services on various projects located throughout the Commonwealth. The Contract will be for sixty (60) month period with projects assigned on an as-needed basis. The maximum amount of the Open-End Contract will be five million (\$5,000,000) dollars.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Open-End Contract based on the Department's evaluation of the letters of interest received in response to this solicitation. The final ranking will be established directly from the letters of interest. Technical proposals will *not* be requested prior to the establishment of the final ranking.

The following factors, listed in the order of importance, will be considered by the Department during the evaluation of all firms submitting letters of interest:

a. Compliance with Letter of Interest submission requirements (see "General Requirements and Information" section).

b. Relative past performance record with respect to work quality, cost control, ability to meet schedules, client satisfaction and experience on open-end contracts.

c. Expertise and experience of personnel, available staffing, and ability to provide the range of services required.

d. Management quality at all levels, management quality assurance/quality control, ability to interface with the client organization at all levels.

e. Ability to serve the entire agency.

f. Experience and effectiveness dealing with relevant regulatory agencies.

g. Experience with the design and construction of state transportation systems, and prior experience with the Department of Transportation.

Work assignments will be assigned on an "as-needed" basis at the discretion of the Department. Assignments may entail work at all levels of Engineering District and Central Office operations.

A wide range of waste management, pollution prevention and environmental health and safety services may be required. Under the supervision and direction of the Department, the selected firm may be required to perform any or all of the following services including, but not limited to: attend scoping meetings; develop health and safety plans; conduct environmental site assessments and associated activities including, but not limited to sampling, analysis, surveying, modeling, reporting and documenting; develop and evaluate remediation options; develop and evaluate pollution prevention options; develop waste management and remedial action plans recommendations, specifications and estimates for bid documents; advise relative to and prepare waste manifests, permits, and other regulatory and required submissions; provide oversight; provide health and safety monitoring; conduct environmental and/or health & safety risk-based assessments; provide post-construction environmental monitoring; provide storage tank support services including, but not limited to inspecting, testing, certifying and investigating; provide environmental technical assistance in support of the Department's Strategic Environmental Management Program; perform pollution prevention, energy efficiency and compliance audits; provide management and technical assistance in support of the Department's Strategic Recycling Program; provide environmental technical assistance in support of right-of-way acquisition; develop and provide the means to disseminate environmental and regulatory information to Department personnel and other appropriate parties; assist and/or represent the Department when meeting with regulatory agencies and the public; and develop and evaluate technical documents.

The services identified above are general work activities that can be expected under this Open-End Contract. A more specific and project-related Scope-of-Work will be outlined for each individual Work Order developed under this Open-End Contract.

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of ten (10) pages, 8 1/2" inches × 11 inches, one-sided, plus an organizational chart (up to 11 inches × 17 inches size), and additional resumes, if applicable (See the General Requirements and Information Section).

The Letter of interest shall be sent to:

Mr. Kenneth J. Thornton, P.G.
Chief (Acting), Pollution Prevention Division
Bureau of Environmental Quality
P. O. Box 2957, Harrisburg, PA 17105-2957

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. David P. Condo, phone number (717) 772-0831.

**Dauphin and Cumberland Counties
Project Reference No. 08430AG2651**

The Department of Transportation will retain an engineering firm to provide a Master Plan for S.R. 0083, Section 034, Interstate 83 from and including the S.R. 0581 Interchange in Cumberland County to the Interstate 81 Interchange in Dauphin County for a total length of approximately 9.5 miles.

The required services will include preparation of a Master Plan for the Interstate 83 corridor around Harrisburg which will include: obtaining aerial surveys; collecting and analyzing traffic and safety data; utilizing and incorporating data from the Tri-County traffic model; evaluating environmental factors and issues including cultural resources, wetlands, air quality, noise, regional/community growth, flood plains, wildlife, community cohesion, streams and waterways, and hazardous waste; coordinating with state and federal agencies; managing public involvement; identifying traffic congestion locations within the corridor; integrating regional planning issues such as: ITS, transit planning and land use; measuring feasibility/benefits of possible improvements; developing improvement alternatives with pros and cons for Department evaluation and selection; evaluating Department recommended improvements for programming consideration along with the expected level of environmental clearance, costs and schedules for each in order for the Department to make final project recommendations; and developing implementation scenarios for the Department's evaluation and programming. Welcom's Open Plan software will be used by the Department for project management and tracking. A Quality Development Plan will be prepared by the selected firm.

The Department is seeking a multi-disciplined team with environmental, highway design, traffic analysis, public involvement, and structure design experience.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a) Specialized experience and technical competence with similar transportation issues and their ability to provide innovative solutions to complex technical problems.
- b) The project team's understanding of possible issues for the project based on their observations.
- c) Ability of the project team to communicate effectively in various mediums and provide strong public involvement management skills.
- d) Ability to use technology for effective project development.
- e) Project team management including sub-consultants and how the project manager will manage several disciplines and interact successfully with the District.
- f) Past record with respect to cost control, work quality, and ability to meet schedules.

The selected firm and any sub-consultant firms working on this Master Plan will be allowed to participate in any future projects that the Department would recommend from this Master Plan.

Oral presentations will be required from the three shortlisted firms.

The goal for the Disadvantaged Business Enterprise (DBE) participation in this Agreement shall be ten (10%) percent of the total contract price. Additional information concerning DBE participation in this Agreement is contained in the General Requirements and Information Section after the advertised project(s).

This project reference assignment is considered complex. The Letter of Interest shall be limited to a maximum of five (5) pages, 8 1/2" x 11", one sided, plus an organizational chart (up to 11" x 17" size), and additional resumes, if applicable. (See the General Requirements and Informational Section).

The Letter of Interest submission shall be sent to:

District Consultant Selection Committee
Barry G. Hoffman, P.E., District Engineer
Engineering District 8-0
2140 Herr Street
Harrisburg, PA 17103-1699
Attention: John M. Bachman, Senior Project Manager
Letter of Interest Enclosed

The Letter of Interest submission for this project reference number must be received at the address above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to: Mr. John M. Bachman, District 8-0, at (717) 783-4519.

**Montgomery County
Project Reference No. 08430AG2652**

The Department will retain an engineering firm to provide supplementary construction inspection staff of approximately seven (7) inspectors, under the Department's Inspector(s)-in-Charge for construction inspection and documentation services on the following projects:

1. S.R. 0309, Section 1FF, Montgomery County Local Name: There are various street names. This project involves intersection and roadway improvements to alternate 309 routes. This work is to be done prior to the restoration of Traffic Route 309. Work includes bituminous paving, drainage, sidewalks, curbs, traffic signal upgrades, pavement markings, signing, widening a reinforced concrete T-Beam bridge by using prestressed concrete box beams, and the replacement of and existing concrete culvert with a precast reinforced concrete box culvert. The work is located in Abington, Cheltenham, Lower Gwynedd, Springfield, and Upper Dublin Townships.
2. S.R. 0309, Section 2FF, Montgomery County Local Name: There are various street names. This project involves intersection and roadway improvements to alternate 309 routes. This work is to be done prior to the restoration of Traffic Route 309. Work includes drainage, curb and sidewalk improvements, traffic signal improvements including fiber optic interconnect, roadway widening, milling, and bituminous paving. The work is located in Lower Gwynedd, Springfield, Upper Dublin, and Whitmarsh Townships.

Department policy requires firms providing construction inspection services to have a Federal Acquisition Regulation (FAR) field overhead rate established. The Department's current policy (SOL-430-91-34) requires a firm to submit their proposed field and office cost alloca-

tion approach, before the beginning of the fiscal year where the separate overhead rates would apply. This approach must comply with the provisions set forth in Part 31 of the Federal Acquisition Regulations (48 CFR Chapter 1) which governs the determination of the eligibility of costs making up the firm's Direct and Indirect Costs.

The Department will establish an order of ranking of a minimum of three (3) firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The final ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the final ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- Review of inspectors' resumes with emphasis on construction inspection capabilities and Department experience, and supervisory experience.
- Any specialized construction inspection experience in traffic signals installation and installation of traffic signal systems, concrete, asphalt paving, drainage, pavement markings, and maintenance and protection of traffic.
- Understanding of Department's requirements, policies, and specifications and experience in District 6-0.
- Ability to provide "CDS" operators or other personnel capable of inputting data into a personal computer. (TCIS or TCI classifications)
- Number of NICET and NECEPT certified inspectors in each payroll classification.
- Past performance.

A minimum of two (2) individuals, as part of the inspection staff, must have NECEPT Bituminous Field Technician certification, and two (2) must have "CDS" ability or experience. The periods of time these projects are under construction will overlap.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Ins. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	2 (2)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	5 (4)

The number(s) in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the Level required for the Inspection Classification.

- Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

- Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.

- Hold a Bachelor of Science Degree in Civil Engineering or a Bachelor of Science Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

- Hold an Associate Degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum hourly payroll rate for each Department Payroll Classification for calendar year 2001 shall be as shown:

<i>Payroll Classification</i>	<i>Maximum Straight Time Hourly Payroll Rate (Year 2001)</i>
(TCIS)	\$21.05
(TCI)	\$17.65

If applicable, the maximum straight time hourly payroll rate for subsequent calendar years will be established at the scope of work meeting.

The maximum hourly payroll rate is the maximum hourly rate paid to an employee in a specific Department Payroll classification. The Department reserves the right to negotiate hourly payroll rates of compensation of individuals based on knowledge, experience and education up to the payroll classification maximum hourly payroll rate.

The firm selected may be required to attend a pre-construction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during installation of conduits for fiber optic interconnects.

The firm selected will be required to supply the following equipment:

<i>Quantity</i>	<i>Item</i>
{5}	Cellular Phones (for Engineer's employees only)

- The Department will directly reimburse the selected engineering firm for the above equipment, for use by the consultant inspection staff at their actual cost not to exceed the maximum direct reimbursement shown below.
- Cell Phone As per invoice Usage*

If the equipment is self-owned, reimbursement will be based on actual cost of ownership not to exceed the maximum allowable. If equipment is from an outside supplier, the engineer must secure a minimum of three written quotes. The Department reserves the right to request additional quotes.

*Cost of phone and activation fees are not eligible for direct reimbursement

The Department will reimburse for actual miles driven on the project as directed by the Department, and a maximum of \$32.50/day for either mileage to and from the work site or lodging. An inspector will not be reimbursed for a combination of the two during the same day. Mileage will be reimbursed for the most direct route from the inspector's residence or the Consultant's office, whichever is less, to the project site and return at the lesser of the maximum mileage rate established by the Commonwealth or the firm's current policy. The first 15 miles each day of an inspector's commute from and to his/her residence or the consultant's office to the work location is considered normal commuting travel and will not be eligible for mileage reimbursement. Lodging will be reimbursed at a maximum rate of \$32.50/day, in lieu of mileage, but receipts for all costs must be provided to the Department with the Engineer's invoice. Lodging will only be reimbursed for employees whose home or headquarters is more than 65 miles from the project.

Letters of interest for this project must include a letter, signed by the individuals you propose for all TCIS positions, giving their approval to use their name in your letter of interest for this specific project.

The maximum number of resumes to be included in the letter of interest shall be as follows:

<i>Classification</i>	<i>No. of Resumes</i>
TCIS	{3}
TCI	{6}

This project reference assignment is considered non-complex. The letter of interest shall be limited to a maximum of three (3) pages (8 1/2" x 11", one sided), including any transmittal sheets, plus an organizational chart (up to 11" x 17" size) and additional resumes, if applicable. Any number and/or page size beyond these maximums will not be reviewed by the Department. See the General Requirements and Information Section for additional Letter of Interest conditions.

The Letter of Interest submission shall be sent to:

Mr. Andrew L. Warren, District Administrator
Engineering District 6-0
7000 Geerdes Blvd.
King-of-Prussia, PA 19406-1525

The Letter of Interest submission for this project reference number must be received at the address listed above by 4:30 p.m. prevailing time on the twentieth (20th) day following the date of this Notice.

Any technical questions concerning the requirements for this project should be directed to Mr. Tom Larney, phone number (610) 205-6692, fax number (610) 205-6672.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit a Letter of Interest with the required information for each Project Reference Number for which the applicant wishes to be considered.

The Letter of Interest and required information must be submitted to the person designated in the individual advertisement.

The Letter of Interest and required information must be received by the Deadline indicated in the individual advertisement.

For District projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with the appropriate District Office, by the deadline stipulated in the individual advertisements.

For Statewide projects, all consultants, both prime consultants and subconsultants, who desire to be included in a Letter of Interest must have an Annual Qualification Package on file with Central Office, Bureau of Design by the deadline stipulated in the individual advertisements.

Information concerning the Annual Qualification Package can be found in Strike-off Letter No. 433-99-04 or under the Notice to all Consultants published in the February 27, 1999 issue of the *Pennsylvania Bulletin*.

By submitting a letter of interest for the projects that request engineering services, the consulting firm is certifying that the firm is qualified to perform engineering services in accordance with the laws of the Commonwealth of Pennsylvania. A firm not conforming to this requirement may submit a letter of interest as a part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

The letter of interest must include full disclosure of any potential conflict of interest by the prime or any subconsultant based on Engineering Involvement Restrictions Guidelines as established in Strike-off Letter No. 433-00-02 published March 27, 2000. If there are no potential conflicts you shall include the following statement: "I have reviewed Strike-off Letter No. 433-00-02 and determine that there are no potential conflicts of interest for anyone on this project team."

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit a Letter of Interest on more than one (1) Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one (1) prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Transportation Equity Act for the 21st century (TEA-21) and currently certified by the Department of Transportation shall have the opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The TEA-21 requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation

shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they are defined prior to the act, WBEs or combinations thereof).

Proposed DBE firms must be certified at the time of submission of the Letter of Interest. If the selected firm fails to meet the established DBE participation goal, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small firms, Disadvantaged Business Enterprise (DBE) firms, and other firms who have not previously performed work for the Department of Transportation.

Letters of Interest for will be considered non-responsive and eliminated from further consideration for any of the following reasons:

1. Letters of Interest not received on time.
2. Project of interest is not identified.
3. An Annual Qualification Package for the prime consultant and all subconsultants is not on file with the organization receiving the Letter of Interest.
4. Conflict of Interest evaluation statement is not included.
5. A Disadvantaged Business Enterprise (DBE) participation goal is established for the Project Reference Number but no DBE/WBE is identified and no good faith effort is included.
6. Firm submitted a Letter of Interest on more than one (1) Joint Venture or a firm submitted a Letter of Interest as a prime and was also included as a subconsultant, to another firm. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm, or firms, involved.

In addition to the above reasons, a Letter of Interest for Construction Inspection Services will be considered non-responsive for any of the following reasons:

1. Prime consultant or any subconsultant does not have a Federal Acquisition Regulation (FAR) Audit Field Overhead Rate on file with the Department.
2. Using an individual's resume without including a letter granting the individual's approval for TCIS and higher positions.
3. Exceeding the maximum number of resumes in a payroll classification.

The assignment of the agreement/contract for the above advertisement(s) will be made to one of the firms who submitted an acceptable Letter of Interest in response to the project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this Notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 00-2283. Filed for public inspection December 29, 2000, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Koppel Steel Corporation v. DEP; EHB Doc. No. 2000-271-R

Koppel Steel Corporation has appealed the issuance by the Department of Environmental Protection of an NPDES permit to same for a facility in Ambridge Borough, Beaver County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, please contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the AT&T Pennsylvania Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties pursuant to 25 Pa. Code § 1021.62. Copies of the Board's rules of practice and procedure are available upon request from the Board.

GEORGE J. MILLER,
Chairperson

[Pa.B. Doc. No. 00-2284. Filed for public inspection December 29, 2000, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

Please be advised that the following meetings of the Health Care Cost Containment Council have been scheduled: Wednesday, January 10, 2001, Data Systems Committee—10 a.m.; Education and Outreach Committee—1 p.m. Thursday, January 11, 2001, Council Meeting—10 a.m. The meetings will be held in the conference room at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. If you need accommodation due to a disability and want to attend the meetings, please contact Cherie Elias, Pennsylvania Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101, or call (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

MARC P. VOLAVKA,
Executive Director

[Pa.B. Doc. No. 00-2285. Filed for public inspection December 29, 2000, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10:30 a.m., Thursday, December 14, 2000, and took the following actions:

Regulations Approved:

Insurance Department #11-205: Medicare Supplement Insurance Minimum Standards (amends 31 Pa. Code Chapter 89).

State Board of Physical Therapy #16A-655: Fees (amends 49 Pa. Code §§ 40.5 and 40.153).

State Board of Accountancy #16A-555: Continuing Education Program Sponsors (amends 49 Pa. Code §§ 11.1, 11.4, 11.64, 11.65, 11.69a, 11.70, 11.71, 11.71a and 11.72).

State Board of Barber Examiners #16A-422: Fees (amends 49 Pa. Code § 3.103).

State Board of Examiners of Nursing Home Administrators #16A-623: Continuing Professional Education (amends 49 Pa. Code §§ 39.1, 39.11, 39.14, 39.31—39.65 and 39.72).

State Board of Accountancy #16A-557: Commissions and Referral Fees (amends 49 Pa. Code § 11.24).

Pennsylvania Liquor Control Board #54-55: Corrections and Revisions (amends 40 Pa. Code Chapters 5, 7, 9, 11 and 13).

Environmental Hearing Board #106-05: Practice and Procedure (amends 25 Pa. Code Chapter 1021).

Regulation Disapproved: Not Delivered—Do Not Publish

* Department of Transportation #18-349: Administrative Practice and Procedure; Outdoor Advertising

* Will advise when order is delivered.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
December 14, 2000

Insurance Department—Medicare Supplement Insurance Minimum Standards, Regulation No. 11-205

On October 3, 2000, the Independent Regulatory Review Commission (Commission) received this regulation from the Insurance Department (Department). This rulemaking amends 31 Pa. Code Chapter 89. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*. On October 31, 2000, the Department withdrew the rulemaking. On November 6, 2000, the Department submitted a revised rulemaking to the Commission.

The Department is amending its regulations to comply with new federal requirements in the Social Security Act, the Balanced Budget Act of 1999 and the Ticket to Work and Work Incentives Improvement Act. Additionally, it conforms to the National Association of Insurance Commissioners revised model regulation. These amendments are mandated by federal law.

We have determined this regulation is consistent with the statutory authority of the Department (71 P. S. § 186) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
December 14, 2000

State Board of Physical Therapy—Fees; Regulation No. 16A-655

On March 17, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Physical Therapy (Board). This rulemaking amends 49 Pa. Code §§ 40.5 and 40.153. The proposed regulation was published in the March 27, 1999, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 30, 2000.

In response to a recent audit, the Board is updating seven fees and adding two new fees to generate revenue to cover the actual costs of the services. One of the fees was reduced. The Board anticipates that approximately 4,750 individuals will utilize these services over the next two-year period. Total additional costs due to the fee increases will be \$40,750. Due to the decrease in one fee, the estimated cost reduction for that segment of the regulated community will be \$40,250. Only those requesting the enumerated services will be affected.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 1308(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
December 14, 2000

State Board of Accountancy—Continuing Education Program Sponsors; Regulation No. 16A-555

On February 7, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Accountancy (Board). This rulemaking amends 49 Pa. Code §§ 11.1, 11.4, 11.64, 11.65, 11.69a, 11.70, 11.71, 11.71a and 11.72. The proposed regulation was published in the February 19, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 30, 2000.

The rulemaking requires all previously approved continuing education sponsors to seek reapproval; strengthens procedures for initial program sponsor approval and

withdrawal of approval; enlarges the responsibilities of program sponsors to include program development; provides for audits of continuing education programs; provides "deemed approval status" to program sponsors registered with the National Association of State Boards of Accountancy; and establishes fees for initial program approval and biennial renewal.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. §§ 9.3(10) and 9.6) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
December 14, 2000

State Board of Barber Examiners—Fees; Regulation No. 16A-422

On October 6, 1999, the Independent Regulatory Review Commission received this proposed regulation from the State Board of Barber Examiners (Board). This rulemaking amends 49 Pa. Code § 3.103. The proposed regulation was published in the October 23, 1999, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 30, 2000.

The regulation updates and revises six existing fees and creates two new fees to cover costs of services provided by the Board. The Board estimates that 484 people will use these services annually. Of this total, 320 people will pay the reduced fee for licensure of barber, barber shop manager or barber teacher for a savings of \$3,200. The Board estimates that the total cost of this regulation, for services with increased fees, will be \$3,360.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. § 564) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
December 14, 2000

State Board of Examiners of Nursing Home Administrators—Continuing Professional Education; Regulation No. 16A-623

On January 27, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Examiners of Nursing Home Administrators (Board). This rulemaking amends 49 Pa. Code §§ 39.1, 39.11, 39.14, 39.31–39.65, and

39.72. The proposed regulation was published in the February 6, 1999, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 30, 2000. The regulation was tolled and simultaneously resubmitted on November 8, 2000, to correct references and minor typographical errors.

This regulation clarifies and revises the continuing education requirements for licensees. The Board requires that licensees complete 48 hours of continuing education to qualify for renewal of their licenses every 2 years. The regulation will require that most of the credit hours be in preapproved courses. The Board's records show that 1,930 persons hold active licenses in Pennsylvania.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. §§ 1104(c) and 1109(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
Decemehr 14, 2000

State Board of Accountancy—Commissions and Referral Fees; Regulation No. 16A-557

On February 23, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Accountancy (Board). This rulemaking amends 49 Pa. Code § 11.24. The proposed regulation was published in the March 4, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 30, 2000.

The regulation establishes the standards and procedures for licensees who receive commissions or accept or pay a referral fee. The requirements include notification to the Board, cooperation with peer reviewers, disclosure to clients, record retention and maintaining in good standing any license or certification with a related governmental or private standard-setting body. The Board estimates that this regulation will have a minimal fiscal impact on the Commonwealth and no impact on local governments. The regulation will impact 19,883 licensed certified public accountants, 432 licensed public accountants and 1,043 licensed public accounting firms.

We have determined this regulation is consistent with the statutory authority of the Board (63 P. S. §§ 9.3(a)(11) and (12) and 9.12(p)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
December 14, 2000

Pennsylvania Liquor Control Board—Corrections and Revisions; Regulation No. 54-55

On September 17, 1999, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Liquor Control Board (Board). This rulemaking amends 40 Pa. Code, Chapters 5, 7, 9, 11 and 13. The proposed regulation was published in the October 9, 1999, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on October 31, 2000.

The regulation makes a number of editorial and technical corrections to the Board's existing regulations. The rulemaking is mandated, in part, by Act 155 of 1998, and the federal district court decision in *Beer and Pop Warehouse v. Jones*.

We have determined this regulation is consistent with the statutory authority of the Pennsylvania Liquor Control Board (47 P.S. § 2-207(i)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Commissioners Voting: John R. McGinley, Jr., Chairperson, Alvin C. Bush, Vice Chairperson, by phone, Arthur Coccodrilli, Robert J. Harbison, III, John F. Mizner

Public Meeting held
December 14, 2000

Environmental Hearing Board—Practice and Procedure; Regulation No. 106-5

On May 22, 2000, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Hearing Board (Board). This rulemaking amends 25 Pa. Code Chapter 1021. The proposed regulation was published in the June 3, 2000, *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on November 8, 2000.

These amendments authorize: the Board to refer pro se parties to counsel or other organizations designated to provide pro bono services; the substitution of parties in the case of a person who has succeeded to the interests of a party to an appeal; and the Board to appoint hearing examiners to preside at hearings and to handle other administrative matters during the course of those duties.

This regulation will affect any member of the public who wishes to challenge an action of the Department of Environmental Protection, any person who succeeds the interests of another person who is a party to an action before the Board and the DEP.

We have determined this regulation is consistent with the statutory authority of the Environmental Hearing Board (35 P.S. § 7515(c)) and the intention of the General Assembly. Having considered all of the other

criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

JOHN R. MCGINLEY, Jr.,
Chairperson

[Pa.B. Doc. No. 00-2286. Filed for public inspection December 29, 2000, 9:00 a.m.]

INSURANCE DEPARTMENT

Coal Mine Compensation Rating Bureau; Workers' Compensation Loss Cost Filing

On December 18, 2000, the Insurance Department received from the Coal Mine Compensation Rating Bureau (CMCRB) a filing for a loss cost level change for Workers' Compensation insurance. This filing is made in accordance with section 705 of Act 44 of 1993. The CMCRB requests an overall 3.2% decrease in collectible loss costs, effective April 1, 2001, on a new and renewal basis. Also, the CMCRB has calculated the Employer Assessment Factor effective April 1, 2001, to be 6.06%, compared to 5.41% presently in effect. Updates to a variety of other rating values and Manual rules to reflect the most recent experience and terminology are also being submitted for approval.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS, Pennsylvania Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120 (e-mail at kcreighton@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2287. Filed for public inspection December 29, 2000, 9:00 a.m.]

Codified Statutory Accounting Principles; Statutory Issue Paper No. 107—Health Care Receivables

Insurance Department (Department) Notice No. 1998-04 advised domestic insurers that the NAIC's codified *Accounting Practices and Procedures Manual* (codified manual) will be effective January 1, 2001, and will first apply to financial statements prepared as of March 31, 2001.

The NAIC's Statutory Accounting Principles Working Group (SAPWG) is currently working on statutory accounting guidance for health care receivables and has requested comments on an Exposure Draft of *Issue Paper No. 107—Health Care Receivables* (IP No. 107). The Department is mailing copies of this Department notice and the Exposure Draft to all domestic insurers authorized to write health insurance. The Exposure Draft also

can be obtained on the Internet at the NAIC Home Page (<http://www.naic.org>). The deadline for receipt of written comments is March 5, 2001, and a public hearing on IP No. 107 will be held during the NAIC's 2001 Spring National Meeting in Nashville, Tennessee. Accordingly, IP No. 107 will not be finalized or become effective before January 1, 2002.

Therefore, because the codified manual effective January 1, 2001, will not provide for recognition of the health care receivables addressed in IP No. 107, the Department will approve written requests for permitted accounting practices for health care receivables consistent with the guidance in the Exposure Draft of IP No. 107 for financial statements filed prior to the date IP No. 107 becomes effective. Questions regarding this notice and requests for permitted accounting practices should be directed to: Kaushik K. Patel, Chief, Financial Analysis Division, Pennsylvania Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 787-5890, Fax: (717) 787-8557, E-Mail: analysis@state.pa.us.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2288. Filed for public inspection December 29, 2000, 9:00 a.m.]

Erie Insurance Company et al.; Filing of UM/UIM Coverage Endorsements FABPU02 (Flagship City Insurance Company); AHPU01 (Erie Insurance Exchange); AFPU01 (Erie Insurance Exchange and Erie Insurance Company); Department File Nos. A44703001; A44701001; A44703001; Doc. No. RT00-11-024

On November 20, 2000, Flagship City Insurance Company, Erie Insurance Exchange and Erie Insurance Company (collectively Petitioners) filed a notice of appeal and request for hearing on the denial by the Insurance Department of the companies' proposed revised Uninsured/Underinsured Motorists Coverage Endorsements. A presiding officer has been appointed and the parties and interested persons ordered in part as follows:

1. Proceedings for the three filings are consolidated under the single docket number RT00-11-024.
2. The Petitioners' application for stay is granted. A hearing, if necessary, will be scheduled at the prehearing conference held in this matter.
3. A prehearing telephone conference initiated by the Administrative Hearings Office is scheduled for March 6, 2001 at 10 a.m. If counsel for the Petitioners or the Insurance Department will be available at a telephone number different than the telephone number of record, said counsel shall supply the number to the Docket Clerk on or before March 1, 2001.
4. On or before February 9, 2001, the Petitioners shall file a concise statement of the appeal, setting forth in numbered paragraphs the statutory and regulatory provisions which the appellant asserts are applicable to the instant appeal and the statutory, regulatory and industry standards alleged to have been violated by disapproval of the subject policy forms.
5. On or before February 23, 2001, the Insurance Department shall answer the numbered allegations set forth in the Petitioners' submission(s) and all parties shall file any motions preliminary to hearing.

6. Petitions to intervene and notices of intervention shall be filed on or before January 12, 2001.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid service or other accommodations to participate in the hearing, please contact Tracey Pontius, Agency Coordinator at (717) 787-4298.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2289. Filed for public inspection December 29, 2000, 9:00 a.m.]

Pennsylvania Compensation Rating Bureau; Workers' Compensation Loss Cost Filing

On December 19, 2000, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (PCRB) a filing for a loss cost level change for Workers' Compensation insurance. This filing is made in accordance with section 705 of Act 44 of 1993. The PCRB requests an overall 1.55% decrease in collectible loss costs, effective April 1, 2001, on a new and renewal basis. Also, the PCRB has calculated the Employer Assessment Factor effective April 1, 2001, to be 3.37%, compared to 3.75% presently in effect. Updates to a variety of other rating values and Manual rules to reflect the most recent experience and terminology are also being submitted for approval.

The entire April 1, 2001 loss cost filing will be available for review on the PCRB web site at www.pcrb.com in the "Data Reports and Special Studies" section. Also, copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Ken Creighton, ACAS, Pennsylvania Insurance Department, Bureau of Regulation of Rates and Policies, 1311 Strawberry Square, Harrisburg, PA 17120 (e-mail at kcreighton@state.pa.us) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2290. Filed for public inspection December 29, 2000, 9:00 a.m.]

United American Insurance Company Requesting Authority to Increase Rates for Individual Standardized Medicare Supplement Plan D; Policy Form Number MSD

United American Insurance Company has filed for approval increased rates for the individual Medicare supplement plan listed above. The filing requests an average increase of 58.3%, with increases ranging from 47.6% to 64.6%, varying by the issue age of the insured. The rate increase will impact about 10,477 policyholders, and produce additional annual Pennsylvania premium income of approximately \$8.11 million.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Michael Gurgiolo, Actuary, Insurance Department, Office of Rate and Policy Regulation, Bureau of Accident and Health Insurance, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of the publication of this notice in the *Pennsylvania Bulletin*.

M. DIANE KOKEN,
Insurance Commissioner

[Pa.B. Doc. No. 00-2291. Filed for public inspection December 29, 2000, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Joint Petition of Buffalo Valley Telephone Company and Conestoga Telephone & Telegraph Company for Commission Action; Doc. No. P-00971244

On March 26, 1996, the Pennsylvania Public Utility Commission (Commission) entered a final opinion and order which granted Buffalo Valley Telephone Company (Buffalo Valley) and Conestoga Telephone & Telegraph Company (Conestoga) a 2-year suspension of the obligations imposed by section 251(b) and (c) of the Telecommunications Act of 1996, 47 U.S.C.A. §§ 101, *et seq.*, with the opportunity to request three additional 1-year extensions of that suspension.

On September 27, 2000, Buffalo Valley and Conestoga filed a joint petition requesting a second 1-year extension of the original 2-year suspension. The Commission has determined that publication and comment on this joint petition is appropriate. Interested parties must submit comments on the petition within 7 days of publication in the *Pennsylvania Bulletin*. Reply Comments must be submitted within 14 days of publication.

Copies of the petition may be obtained from the Commission's Secretary's Bureau upon request. The contact person at the Commission is Elizabeth A. Lion Januzzi, Assistant Counsel, Law Bureau, (717) 772-0696.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2292. Filed for public inspection December 29, 2000, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without hearing in the absence of protests to the application. Protests to the applications published herein are due on

or before January 22, 2001, as set forth at 52 Pa. Code § 3.381 (relating to applications for transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-00117350. Charles M. Stahovic, t/d/b/a Sentinel Home Care Services (145 Bellwood Court, Cranberry Township, Allegheny County, PA 16066)—persons, in paratransit service, between points in the counties of Beaver, Butler and Lawrence, and from points in the counties of Allegheny, Beaver, Butler and Lawrence, to points in Pennsylvania, and return.

Applications of the following for approval of the right and privilege to discontinue operating as common carriers by motor vehicle for the transportation of persons as described under each application.

A-00109042, Folder 1, Am-B. John E. Mognet, t/d/b/a Mognet's Taxi Service (R. D. 3, P. O. Box 257, Meyersdale, Somerset County, PA 15552)—discontinuance of service—(1) persons upon call or demand in the borough of Salisbury, Somerset County, and (2) persons upon call or demand in the borough of Meyersdale, Somerset County.

JAMES J. MCNULTY,
Secretary

[Pa.B. Doc. No. 00-2293. Filed for public inspection December 29, 2000, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Request for Proposals

The Philadelphia Regional Port Authority (PRPA) will accept proposals for the following projects:

Project # 00-350-001—Asphalt Requirements. Bid documents available—Tuesday, January 2, 2001. Bid closing: 2 p.m. on Thursday, January 11, 2001.

Project # 00-350-002—Concrete Requirements. Bid documents available—Tuesday, January 9, 2001. Bid closing: 2 p.m.—Thursday, January 18, 2001.

Project # 00-350-003—Printing of Business Cards. Bid documents available—Tuesday, January 2, 2001. Bid closing: 2 p.m.—Thursday, January 11, 2001.

Bid openings will be held at 3460 N. Delaware Ave., Philadelphia, PA 19134. The bid documents can be obtained from the Director of Procurement, 3460 N. Delaware Ave., 2nd Floor, Philadelphia, PA 19134, (215) 426-2600. PRPA is an equal opportunity employer. Con-

tractor will be required to comply with all applicable equal employment opportunity laws and regulations.

JAMES T. MCDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 00-2294. Filed for public inspection December 29, 2000, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's denial of Claimants' requests concerning the indicated accounts.

The hearings will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

February 07, 2001	Mary B. Schafer (Final Average Salary)	1 p.m.
February 14, 2001	Gary J. Matta (Multiple Service)	10:30 a.m.
	Oram H. Tonge (Health Care Option)	1 p.m.

February 21, 2001	Edith C. Breon (Final Average Salary)	1 p.m.
	Michelle A. Emery (D) (Death Benefit)	2:30 p.m.

March 07, 2001	Basil Zaycosky (Effective Date of Retirement)	1 p.m.
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March 21, 2001	Curtis E. Brown (Purchase of Service)	1 p.m.
	Yvonne Jerich-Paich (Purchase of Service)	2:30 p.m.

Persons with a disability who wish to attend the above-listed hearings and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Marilyn Fuller-Smith, Assistant Executive Director, at (717) 720-4700 to discuss how the Public School Employees' Retirement System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law). Under 22 Pa. Code § 201.1, (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

DALE H. EVERHART,
Secretary

[Pa.B. Doc. No. 00-2295. Filed for public inspection December 29, 2000, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". The penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter.

Act 1984-196 redefined a "qualified small business concern" as any independently owned and operated, for-profit business concern employing 100 or fewer employees. See 4 Pa. Code § 2.32. The business must include the following statement on every invoice submitted to the Commonwealth: "(name of business) is a qualified small business concern as defined in 4 Pa. Code 2.32."

A business is eligible for payments when the required payment is the latest of:

The payment date specified in the contract.

30 days after the later of the receipt of a proper invoice or receipt of goods or services.

The net payment date stated on the business' invoice.

A 15-day grace period after the required payment date is provided to the Commonwealth by the Act.

For more information: contact: Small Business Resource Center

PA Department of Community and Economic Development

374 Forum Building

Harrisburg, PA 17120

800-280-3801 or (717) 783-5700

Reader's Guide

Legal Services & Consultation—26

① Service Code
Identification Number

② Commodity/Supply or
Contract Identification No.

B-54137. Consultant to provide three 2-day training sessions, covering the principles, concepts, and techniques of performance appraisal and standard setting with emphasis on performance and accountability, with a knowledge of State Government constraints.

Department: General Services

Location: Harrisburg, Pa.

Duration: 12/1/93-12/30/93

Contact: Procurement Division
787-0000

③ Contract
Information

④ Department

⑤ Location

⑥ Duration

⑦

(For Commodities: Contact:)
Vendor Services Section
717-787-2199 or 717-787-4705

REQUIRED DATA DESCRIPTIONS

① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.

② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.

③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.

④ Department: State Department or Agency initiating request for advertisement.

⑤ Location: Area where contract performance will be executed.

⑥ Duration: Time estimate for performance and/or execution of contract.

⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.

(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

GET A STEP AHEAD IN COMPETING FOR A STATE CONTRACT!

The Treasury Department's Bureau of Contracts and Public Records can help you do business with state government agencies. Our efforts focus on guiding the business community through the maze of state government offices. The bureau is, by law, the central repository for all state contracts over \$5,000. Bureau personnel can supply descriptions of contracts, names of previous bidders, pricing breakdowns and other information to help you submit a successful bid on a contract. We will direct you to the appropriate person and agency looking for your product or service to get you "A Step Ahead." Services are free except the cost of photocopying contracts or dubbing a computer diskette with a list of current contracts on the database. A free brochure, *"Frequently Asked Questions About State Contracts,"* explains how to take advantage of the bureau's services.

Contact: **Bureau of Contracts and Public Records**

Pennsylvania State Treasury
Room G13 Finance Building
Harrisburg, PA 17120
717-787-2990
1-800-252-4700

BARBARA HAFER,
State Treasurer

Commodities

603 Conduit Bender, Hydraulic, 2-1/2" to 4" EMT w/Bending Table

Department: Public Welfare
Location: POLK CENTER, P. O. Box 94, Polk, PA 16342
Contact: Patty Frank, Purchasing Agent, (814) 432-0229

1235160 Computerized Electronic Circuit Training Equipment. For a copy of bid package fax request to (717) 787-0725

Department: Education
Location: Thaddeus Stevens State School of Technology, Lancaster, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

73100-00 MODEL 72SNM-VHS TAPE EDGE TABLE, MOUNTED WITH A CONSEW 227 SET WING HEAD, LOCKSTITCH, CYLINDRICAL BED MACHINE

Department: Corrections
Location: CORRECTIONAL INDUSTRIES, STATE CORRECTIONAL INST., DALLAS, PA. 18612
Duration: FY-00
Contact: JOSEPH P. KANJORSKI, (570) 773-2158 EXT. 560

1291150 Fire Research Life Sight Thermal Imaging Camera. No Substitute. For a copy of bid package fax request to (717) 787-0725.

Department: General Services
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

FL-260090 Carpet tile, Type: FLOR-S, Color: #609151 Hummingbird, Manufactured by Interface Flooring Systems, Inc. No Substitute.

Department: Liquor Control Board
Location: Pittsburgh
Contact: Robert L Isenberg, (717) 787-9855

1299150 Tool Room Lathe and Knee Mill Machines. For a copy of bid package fax request to (717) 787-0725.

Department: Education
Location: PA State University, University Park, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1300150 Basketball/Volleyball Scoreboards. Furnish and Make operational. For a copy of bid package fax request to (717) 787-0725.

Department: Education
Location: PA State University, University Park, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1311110 Combi-Steamer Ovens, Electric, Full Size. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Coal Township, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1240210 Vehicle: Bucket Truck, 2001 Model Equipped with Telescopic Aerial Lift. For a copy of bid package fax request to (717) 787-0725.

Department: Public Welfare
Location: South Mountain, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1244210 Bus with Wheelchair Lift. Seating not to exceed 15. For a copy of bid package fax request to (717) 787-0725.

Department: Public Welfare
Location: Wernersville, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1315110 Blanket Lining. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Huntingdon, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1313110 Twill. Polycotton Twill, Width: 63" cuttable. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Dallas, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1316110 Welting according to latest Federal Specs. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Graterford, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

8252530 Van, Mini, Gas. For a copy of bid package fax request to (717) 787-0725.

Department: Transportation
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

1305110 Dog Kennel, including extra large insulated dog house. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Karthaus, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

ADV #98 Indiana University of Pennsylvania (IUP) is seeking bids for the purchase and installation of approximately 1,360 square yards of Blue Ridge Touchstone 9868 carpet. Requests for bid package should be made in writing, referencing advertisement #98, directed to Dee Baker-Simon, Purchasing Agent, IUP, 650 S. 13th St., Indiana, PA 15705. Fax (724) 357-2670, phone (724) 357-2507, or e-mail address DBSIMONGROVE.IUP.EDU. Request for bid package will be accepted until January 12, 2001 only. The University encourages responses from small and disadvantaged, minority and women owned firms.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705
Duration: Undetermined
Contact: Dee Baker-Simon, (724) 357-3077

1324070 Carpet Tile. For a copy of bid package fax request to (717) 787-0725.

Department: Health
Location: Harrisburg, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

13732 Department of Environmental Protection, Bureau of Deep Mine Safety, requires a contractor to provide the following: Draeger Oxygen Cylinders, Draeger R26855 (Reconditioned) Part#: 8015-1418 Quantity 4; RZ-25 Universal Test Set, Draeger E08200 Part# 8016-0021 Quantity 1; Canister, Training, BG-174A, Draeger R27860 8015-1863 Quantity 11

Department: Environmental Protection
Location: Uniontown, PA
Duration: January 10, 2001
Contact: Lisa Sitlinger, (717) 783-4885

1094110 MSA Self-Contained Breathing Apparatus. No Substitute. For a copy of bid package fax request to (717) 787-0725.

Department: Corrections
Location: Indiana, PA
Duration: FY 2000-01
Contact: Vendor Services, (717) 787-2199

SERVICES

Advertising—01

Construction & Construction Maintenance—09

IFB Number 00-I-007 The Department of State requires the services of a Contractor to satisfy a need in the Bureau of Commissions, Elections and Legislation for the publication of reapportionment plans and proposed amendments to the Constitution of Pennsylvania.

Department: State
Location: 116 Pine Street, Harrisburg, PA
Duration: Four years
Contact: Judy Holjes, (717) 787-3945

DGS700-39AS(RFP) PROJECT TITLE: Archaeological Services. We are requesting a proposal from your firm to provide all services required for the archaeological survey for the referenced project. Your report must contain sufficient information and make recommendations to complete tasks as specified in the specifications and requirements. Cost for Archaeological Services and all other required costs shall be included in your Cost Proposal. Your cost proposal shall indicate a lump sum total. In addition, provide unit costs for adjustment based on actual field conditions. Sealed proposals must be received on or before the close of business (5:00 P.M.) on WEDNESDAY, December 27, 2000. Mail to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Submit technical questions to Mark Schwager, R.A., Tel: 717/787-4054/787-5597.

Department: General Services
Location: Livestock Evaluation Center, Ferguson Township, Centre County, PA
Contact: Contract and Bidding Unit, (717) 787-6556

Audio/Video—04

00-R-001 The Commonwealth, through the National Guard Bureau, is interested in securing and retaining the services of a contractor that is experienced in the operation and management of distributive technology training sites. Proposals are to be submitted for consideration by the Commonwealth to satisfy a need within the Dept of Military and Veterans Affairs for the voice, video and data communication training centers services referred to as Distance Learning Sites. Preproposal conference will be held January 22, 2001 at 10:00 A.M. in DMVA's main conference room. Proposals are due February 12, 2001 at 2:00 P.M.

Department: Military Affairs
Location: Distance Learning Sites are located throughout the Commonwealth of PA
Duration: July 1, 2001 through June 30, 2004 with the option to renew for an additional two years
Contact: Linda Manderfeld, (717) 861-2654

SU-931 SU-931 Masonry Restoration at HFH, Dauphin and Lehman Library. Shippensburg University of the State System of Higher Education invites Contractors to request bid documents for this project. Work includes masonry restoration to include roof coping and recaulking windows at Heiges Field House, Dauphin and Lehman Library. Prospective Bidders may obtain project plans for a non-refundable cost of \$35.00 by contacting Shippensburg University, ATTN: Deborah K. Martin, 1871 Old Main Drive, Shippensburg, PA 17257; telephone (717) 477-1121 OR fax: (717) 477-4004. Pre-Bid meeting with site visit immediately to follow will be held on January 16, 2001 at 10:00 AM in Old Main Room 203A. Bids Due: February 1, 2001 at 4:00 P.M., Old Main Room 300. Public Bid Opening: February 2, 2001 at 2:00 P.M., Old Main Room 203A. The system encourages responses from small firms, minority firms, and firms which may have not previously performed work for the System. Non-Discrimination and Equal Opportunity are the policies of the Commonwealth and of the PA State System of Higher Education.

Department: State System of Higher Education
Location: Shippensburg University, Shippensburg Township, Shippensburg, Cumberland County, PA
Duration: Approximately 120 Days after Notice to Proceed
Contact: Deborah K. Martin, Contract Administrator, (717) 477-1121

DGS410-49 PHASE1 PROJECT TITLE: Renovation/Replacement of Belknap Hall and Retan Center. BRIEF DESCRIPTION: Complete renovations to two existing buildings and construction of a new connector link addition. Building construction work consists of demolition, hazardous materials abatement, concrete footings/slabs, masonry walls, structural steel, membrane roofing, windows, metal stud partitions, interior finishes and an elevator. Also includes new and alterations to existing HVAC, plumbing and electrical systems. ESTIMATED RANGE: \$2,000,000.00 to \$5,000,000.00. General, HVAC, Plumbing and Electrical Construction. PLANS DEPOSIT: \$165.00 per set payable to: KTH ARCHITECTS, INC. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: KTH Architects, Inc., 369 Kiwanis Trail, DuBois, Pennsylvania 15801. Tel: 814/371-1541. Bid Date: WEDNESDAY, January 24, 2001 at 2:00 P.M. A Pre-Bid Conference has been scheduled for Wednesday, January 10, 2001 at 10:00 A.M. at Mansfield University in Belknap Hall, Room 112, Mansfield, PA. Contact: Robert Hallstrom Tel: 814/371-1541. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

Department: General Services
Location: Mansfield University, Mansfield, Tioga County, PA
Duration: 427 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

DGSA372-8 PROJECT TITLE: New Fence - L-2 Building. BRIEF DESCRIPTION: Furnish and install new perimeter fence at L-2 Building to include a vehicle and man gate. ESTIMATED RANGE: \$100,000.00 TO \$500,000.00. Fencing Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: 717/787-3923. Bid Date: WEDNESDAY, January 24, 2001 at 11:00 A.M.

Department: General Services
Location: State Correctional Institution, Waynesburg, Greene County, PA
Duration: 120 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

IN-807 Rehabilitation of Exterior Area/PMW. Work included under this project consists of site improvements in the area around the following IUP residence halls: McCarthy Hall, University Towers and Campus Towers. This site is bordered on the south by Wayne Avenue, on the northeast by Maple Street and the Southwest by private property. This site's former name was PMW Properties. Work shall include General and Electrical Construction. Notice to Contractors may be requested from IUP. Phone: (724) 357-2289, Fax: (724) 357-6480 or Internet: <http://www.iup.edu/engcons>.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705-1087
Duration: Six (6) Months
Contact: Ronald E. Wolf, Procurement Specialist, (724) 357-4851

DGSA960-90 PROJECT TITLE: Dietary Renovations. BRIEF DESCRIPTION: Demolish existing dock area at the main kitchen of the main building. Construct new loading dock, lobby, storage room, freight elevator, machine room, new electric service for new lighting and power. Emergency lighting and fire alarm is to be furnished and installed to supplement the existing systems. Provide heating and exhaust fan and extend sprinkler system. ESTIMATED RANGE: \$100,000.00 to \$500,000.00. General, HVAC, Electrical and Fire Protection Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5.00 per set or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125. Tel: 717/787-3923. Bid Date: WEDNESDAY, January 31, 2001 at 11:00 A.M. A Pre-Bid Conference has been scheduled for Wednesday, January 17, 2001 at 10:00 A.M. at the PA Soldiers' and Sailors' Home, in the Dining Room of the Main Building, Erie, PA. Contact: Jeanette Gualtieri, Tel: 814/871-4531. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

Department: General Services
Location: PA Soldiers' and Sailors' Home, Erie, Erie County, PA
Duration: 150 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

DGSA981-3 PROJECT TITLE: Repairs and Improvements. BRIEF DESCRIPTION: Work consists of HVAC unit installation, asbestos mitigation and roofing membrane. ESTIMATED RANGE: Under \$100,000.00. General and HVAC Construction. PLANS DEPOSIT: \$25.00 per set payable to: COMMONWEALTH OF PA. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. Bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail a separate check for \$5.00 or provide your express mail account number to the office listed below. Mail requests to: Department of General Services, Room 107 Headquarters Buildings, 18th and Herr Streets, Harrisburg, PA 17125. Tel: 717/787-3923. Bid Date: WEDNESDAY, January 24, 2001 at 11:00 A.M. A Pre-Bid Conference has been scheduled for Wednesday, January 10, 2001 at 9:00 A.M. at Fort LeBoeuf Museum in the Visitors' Center, Waterford, PA. Contact: Ted Strosser, Tel: 717/772-4992. All Contractors who have secured Contract Documents are invited and urged to attend this Pre-Bid Conference.

Department: General Services
Location: Fort LeBoeuf Museum, Waterford, Erie County, PA
Duration: 150 CALENDAR DAYS FROM DATE OF INITIAL JOB CONFERENCE
Contact: Contract and Bidding Unit, (717) 787-6556

SU-2000/17 SU-2000/17 Mowrey Hall Ceiling, Lighting and Sprinkler Upgrades. Shippensburg University of the State System of Higher Education invites General, Electrical, Sprinkler and Asbestos Contractors to request bid documents for this project. Work includes asbestos abatement, new ceilings and lights and sprinkler system installation in Mowrey Hall, a 5 story residence hall. Prospective bidders may obtain project plans for a non-refundable cost of \$50.00, by contacting STV Architects, ATTN: Stuart Rothenberger, 205 West Welsh Drive, Douglassville, PA 19518. Telephone (610) 385-8200 or FAX: (610) 385-8501. Pre-Bid Meeting with site visit immediately to follow will be held on Monday, January 15, 2001, at 10:00 AM in Old Main Room 203C. Bids Due: January 30, 2001 at 4:00 P.M. Old Main Room 300. Public Bid Opening: January 31, 2001 at 2:00 P.M., Old Main Room 203A. The system encourages responses from small firms, minority firms, and firms which may have not previously performed work for the System. Non-Discrimination and Equal Opportunity are the policies of the Commonwealth and of the PA State System of Higher Education.

Department: State System of Higher Education
Location: Shippensburg University, Shippensburg Township, Shippensburg, Cumberland County, PA
Duration: 6 Months after Receipt of Notice to Proceed
Contact: Deborah K. Martin, Contract Administrator, (717) 477-1121

401-BL-606 Addition to Alumni House - Provide all labor, equipment, material necessary for the selective demolition and the construction of an addition to the existing Fenstermaker Alumni House which includes: sitework, general construction, HVAC, plumbing, and electrical construction. To obtain a set of bid documents submit a \$100.00 non-refundable deposit to Reilly Associates, 222 Wyoming Avenue, West Pittston, Pa. 18643 - Phone (570) 654-2473. Bid documents will contain all pre-bid dates and bid opening information.

Department: State System of Higher Education
Location: Bloomsburg University, Bloomsburg, Pa.
Duration: 120 Days
Contact: Joseph C. Quinn, (570) 389-4311

SU-2000/1 SU-2000/1 Heiges Field House - Resurface Dome Roof. Shippensburg University of the State System of Higher Education invites General Contractors to request bid documents for this project. Work includes a new roof and repainting metal coping on the Heiges Field House. Prospective Bidders may obtain project plans for a non-refundable cost of \$20.00, by contacting Shippensburg University ATTN: Deborah K. Martin, 1871 Old Main Drive, Shippensburg, Pa 17257; Phone (717) 477-1121, Fax: (717) 477-4004. Pre-Bid Meeting with site visit immediately to follow will be held on January 9, 2001 in Old Main Room 203A. Bids Due: January 25, 2001 at 4:00 P.M. Old Main Room 300. Public Bid Opening: January 26, 2001 at 2:00 P.M., Old Main Room 203A. The system encourages responses from small firms, minority, and firms which may have not previously performed work for the System. Non-Discrimination and Equal Opportunity are the policies of the Commonwealth and of the PA State System of Higher Education.

Department: State System of Higher Education
Location: Shippensburg University, Shippensburg Township, Shippensburg, Cumberland County, PA
Duration: Approximately 120 Days after Notice to Proceed
Contact: Deborah K. Martin, Contract Administrator, (717) 477-1121

IN-794 Memorial Field House Interior Renovations. Work included under this project consists of interior renovations to the Memorial Field House. Work shall include, but not necessarily be limited to, furnishing of all labor, superintendence, materials, tools and equipment and performing all work necessary to complete all General, Sports Flooring and Electrical Construction. Notice to Contractors may be requested from IUP. Phone: (724) 357-2289, Fax: (724) 357-6480 or Internet: <http://www.iup.edu/engcons>.

Department: State System of Higher Education
Location: Indiana University of Pennsylvania, Indiana, PA 15705-1087
Duration: Six (6) Months
Contact: Ronald E. Wolf, Procurement Specialist, (724) 357-4851

Engineering Services & Consultation—14

08430AG2649 To provide preliminary engineering, final design and services during construction on S.R. 0019, Section A13 in Allegheny County. Details concerning this project may be found under Department of Transportation - Retention of Engineering Firms in the Pennsylvania Bulletin, or www.statecontracts.com under via Retention of Engineering Firm Data.

Department: Transportation
Location: Engineering District 11-0
Duration: Thirty (30) days after construction completion
Contact: N/A, N/A

08430AG2651 To provide a master plan for the possible improvement on S.R. 0083, Section 034, Interstate 83 from and including the S.R. 0581 Interchange in Cumberland County to the Interstate 81 Interchange in Dauphin County. Details concerning this project may be found under Department of Transportation - Retention of Engineering Firms in the Pennsylvania Bulletin, or www.statecontracts.com under via Retention of Engineering Firm Data.

Department: Transportation
Location: Engineering District 8-0
Duration: Sixty (60) Months
Contact: N/A, N/A

08430AG2652 To provide supplementary construction inspection staff for S.R. 0309, Section 1FF and 2FF in Montgomery County. Details concerning this project may be found under Department of Transportation - Retention of Engineering Firms in the Pennsylvania Bulletin, or www.statecontracts.com under via Retention of Engineering Firm Data.

Department: Transportation
Location: Engineering District 6-0
Duration: Thirty (30) days after construction completion
Contact: N/A, N A

CL-517 Electrical Renovations, Wilkinson Clarion University of Pennsylvania is soliciting bids for installation of additional electrical panelboards, receptacles and an exterior site lighting upgrade at Wilkinson Hall, a seven story dormitory located on the main campus in Clarion, PA. Additional receptacles are required in individual student rooms. Project includes demolition and removal of existing exterior lighting. Pre-Bid Meeting: 10 A.M., January 18, 2001 in McEntire Maintenance Building. Bid Opening: 2 P.M., February 1, 2001 in 214 Carrier Hall. Bid packages available from contact person - \$20 nonrefundable deposit required by check payable to the university. All work to be completed under one prime contract.

Department: State System of Higher Education
Location: Clarion University, Clarion, Clarion County, PA
Duration: 90 days from Notice to Proceed
Contact: Judy McAninch, Contract Specialist, (814) 393-2240

Environmental Maintenance Services—15

BOGM 00-10 Clean Out and Plug Five (5) Abandoned Gas Wells, Mr. & Mrs. Darren J. Barnett property, involves wells estimated between 1,623 and 2,241 feet each; preparing and restoring well sites; and mobilization/demobilization of plugging equipment. This project issues December 29, 2000; payment in the amount of \$10.00 must be received before bid documents will be sent.

Department: Environmental Protection
Location: Liberty Township, McKean County
Duration: 100 calendar days after notice to proceed
Contact: Construction Contracts Section, (717) 783-7994

Janitorial Services—23

CU-09796 Cheyney University is seeking a qualified firm to provide complete janitorial services to its facilities, Sunday through Saturday, except State Holidays. All work shall be accomplished in accordance with the specifications. A pre-bid meeting will be held on January 18, 2001 in the Jones-Hilton Building. Bids are due on February 8, 2000 at 10:30 a.m. Interested bidders are to fax request to Antonia Williams (610) 399-2128.

Department: State System of Higher Education
Location: Cheyney University, Cheyney and Creek Roads, Cheyney, PA 19319
Duration: 1 year with renewal options.
Contact: Antonia Williams, (610) 399-2360

Food—19

20040 EGGS, SHELL - CONSUMER GRADE A, MEDIUM, MUST BE CANDLED AND INSPECTED, CLASS 1, 30 DZ/CS

Department: Corrections
Location: SCI CHESTER, 500 E 4TH ST, CHESTER, PA 19013
Duration: JAN THROUGH JUNE 2001
Contact: BEN JARRETT, (610) 490-4370

20042 MILK - 2%, VITAMIN ENRICHED, 1/2 PINTS, MILK - SKIMMED, 1/2 PINTS

Department: Corrections
Location: SCI CHESTER, 500 E 4TH ST., CHESTER, PA 19013
Duration: JAN, 1 2001 - JUN 30, 2001
Contact: BEN JARRETT, (610) 490-4370

Lodging/Meeting Facilities—27

99-0505 Provide meeting accommodations for MAGLOCLIN's 2001 Annual Meeting to be held the week of March 17-23, 2001 in downtown Pittsburgh, PA. A large meeting room for approximately 900+ attendees to be available for March 19-23, 2001. Sleeping rooms to accommodate 600 single/double.

Department: Attorney General
Location: Downtown, Pittsburgh, PA
Duration: March 17, 2001 through June 30, 2001
Contact: Jay Friske, 1-800-345-1322 ext. 570

BOOT-2000-014 Pennsylvania Emergency Management Agency (PEMA) is soliciting bids to provide accommodations and meals for participants in a "Chemistry of Hazardous Materials" class to be conducted at the Pennsylvania State Fire Academy, 1150 Riverside Drive, Lewistown, Pa 17044. Accommodations must be within 30 miles of the State Fire Academy. Morning and evening meals are to be at the same facility as the lodging. Noon meals are to be catered to the State Fire Academy. The class will be conducted from March 12 thru March 23, 2001. To request a bid package, please contact Fiscal Management at (717) 651-2188 or send an e-mail to gduncanstate.pa.us. Boot-00-014.

Department: PA Emergency Management Agency
Location: Noon meals to be catered at the Pennsylvania State Fire Academy, 1150 Riverside Drive, Lewistown, PA 17044
Duration: March 12 thru March 23, 2001
Contact: Christopher Nolan, (717) 651-2188

HVAC Services—22

CL-526 Electrical Replacement of 15kv System Phase II Clarion University is soliciting bids for renovation to its 15kv underground electrical system. Included are replacement of two substations, five transformers, circuiting, switching, upgrade of two building services, replacement of 200 luminaires, underground duct banks, manholes, and retaining walls. Specifications are available for \$135 nonrefundable deposit, by check payable and mailed to WBC & Associates, Inc., Contact: Vicki Hartman, P. O. Box 270, Butler, PA 16003 (724)285-5700. Pre-Bid Conference: 10 A.M., January 19, 2001 in McEntire Maintenance Building at the University. Bid Opening: 2:00 P.M. February 2, 2001.

Department: State System of Higher Education
Location: Clarion University, Clarion, Clarion County, PA
Duration: 460 Days from Notice to Proceed
Contact: Judy McAninch, Contract Specialist, (814) 393-2240

Medical Services—29

SP 00781026 Neurologist to provide consultation and educational services. For detailed specifications, contact the Purchasing Office at (610) 670-4129.

Department: Public Welfare

Location: Wernersville State Hospital, Route 422 West, Berks County, P. O. Box 300, Wernersville, PA 19565

Duration: Anticipated Start Date: July 1, 2001

Contact: Nancy Deininger, Purchasing Agent, (610) 670-4129

Property Maintenance & Renovation—33

040135 The Pennsylvania Department of Transportation Engineering District 4-0 requires spring and fall cleanup, fertilization and maintenance of landscaped areas, approximately 32 acres, throughout District 4-0 including the counties of Luzerne, Lackawanna, Susquehanna, Wyoming and Pike. Interested bidders must be a prequalified landscape contractor and have a current pesticide applicator's license Category 10. Specifications may be obtained by faxing request to (570) 963-4245 Attn: Roadside unit, or by phoning (570) 963-4048 between the hours of 8:00 am and 4:00 pm Monday through Friday.

Department: Transportation

Location: Engineering District 4-0, PO Box 111, Scranton, PA 18501

Duration: One year with renewal option

Contact: Martha Spaide, (570) 963-4048

Real Estate Services—35

93155 LEASE OFFICE SPACE TO THE COMMONWEALTH OF PA 18,192 sq. ft. of office space with 40 parking spaces, within the following boundaries: North: Grant Street; South: Intersection of Nechannock River and Shenango River; East: East Street; E-North Street, Nechannock River, Route 168(S), Margaret Street, Nechannock River; West: Shenango River, New Castle, Lawrence County. The Department of Public Welfare, Lawrence County Assistance Office will occupy the space. Downtown locations will be considered. For more information on Solicitation #93155 which is due on February 12, 2001 visit www.dgs.state.pa.us or call (717) 787-4394.

Department: Public Welfare

Location: 505 North Office Building, Harrisburg, PA 17125

Contact: Mrs. Cynthia T. Lentz, (717) 787-0952

93154 LEASE SPACE TO THE COMMONWEALTH OF PA Proposals are invited to provide the Pa. Board of Probation & Parole with 2,958 useable square feet of office space within Beaver County or within the Boroughs of Leetsdale, Edgeworth, & Sewickley, Allegheny County, Pa. with a minimum parking for 4 vehicles. Downtown locations will be considered. The offered space must be located within 3 blocks of public transportation. For more information on SFP #93154 which is due on February 5, 2001 visit www.dgs.state.pa.us or call 717-787-4394.

Department: Probation and Parole Board

Location: Bureau of Real Estate, Room 505, North Office Building, Harrisburg, Pa. 17125

Contact: John Hocker, (717) 787-4396

Miscellaneous—39

CU-757 Rebid Cheyney University is seeking qualified firms to assist it in acquiring institutional and academic grant funding. Interested vendors should fax their requests to Antonia Williams, (610) 399-2128.

Department: State System of Higher Education

Location: Cheyney University, Cheyney and Creek Roads, Cheyney, PA 19319

Duration: 3 years with renewal options

Contact: Antonia Williams, (610) 399-2360

[Pa.B. Doc. No. 00-2296. Filed for public inspection December 29, 2000, 9:00 a.m.]

DESCRIPTION OF LEGEND

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| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,
Secretary

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

Requisition or Contract No.	PR Award Date or Contract Effective Date	To	In the Amount Of
2306-01	12/13/00	Warnock Dodge Inc. d/b/a Warnock Jeep	2,800,000.00
2306-01	12/13/00	Warnock Dodge Inc. d/b/a Warnock Ford	2,800,000.00
2306-01	12/13/00	Warnock Au- tomotive d/b/a Warnock Chevrolet	2,800,000.00

Requisition or Contract No.	PR Award Date or Contract Effective Date	To	In the Amount Of
1152200-01	12/19/00	Phoenix Dis- tributors	158,585.60
1169200-01	12/19/00	Branded Em- blem	20,750.00
1179340-01	12/19/00	Videotape Products Inc.	115,397.00
8252440-01	12/19/00	Register Chevrolet Inc.	399,710.00
8252440-02	12/19/00	Apple Chevrolet Inc.	21,524.00
1226160-01	12/19/00	Hampden En- gineering	27,465.00

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 00-2297. Filed for public inspection December 29, 2000, 9:00 a.m.]

